

**From:** Thomas, AJ  
**Sent:** Friday, May 11, 2018 11:50 AM  
**To:** Thomas, AJ  
**Subject:** Deconstructing the Administrative State Luncheon  
**Attachments:** Deconstructing Admin State Lunch Invite.pdf

Hello! Had enough of bureaucracy? Tired of all the red tape? Concerned about rogue agencies seemingly operating impervious to oversight? I am, too!

A wise man once said, "There is no such thing as a free lunch," but he was wrong!

On Wednesday May 23<sup>rd</sup> there will be a panel discussion of HB580 featuring the American Principles Project's Erin Tuttle, Greg Lawson of The Buckeye Institute, and Micah Derry of Americans for Prosperity. It will be moderated by Representative Andy Thompson. There will also be a free lunch provided by the parties in question.

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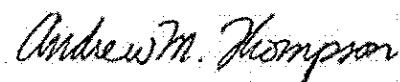
WHERE: 31<sup>st</sup> Fl. North Room

WHEN: Wednesday May 23<sup>rd</sup> from 11:00-12:15

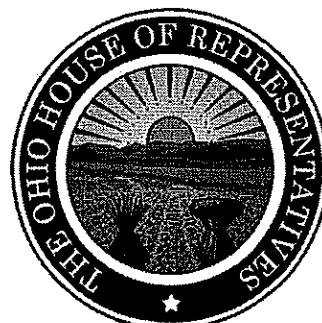
WHO: All Members and Staff are invited

Please RSVP to AJ Thomas ([AJ.Thomas@ohiohouse.gov](mailto:AJ.Thomas@ohiohouse.gov)) by Friday May 18<sup>th</sup> so we may have a count for lunch.

We hope to see you there!



Andy Thompson  
State Representative  
House District 95



Subj: Deconstructing the Administrative State Panel Discussion and Luncheon

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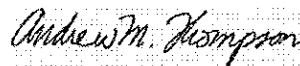
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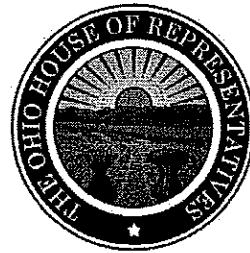
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THE BUCKEYE INSTITUTE



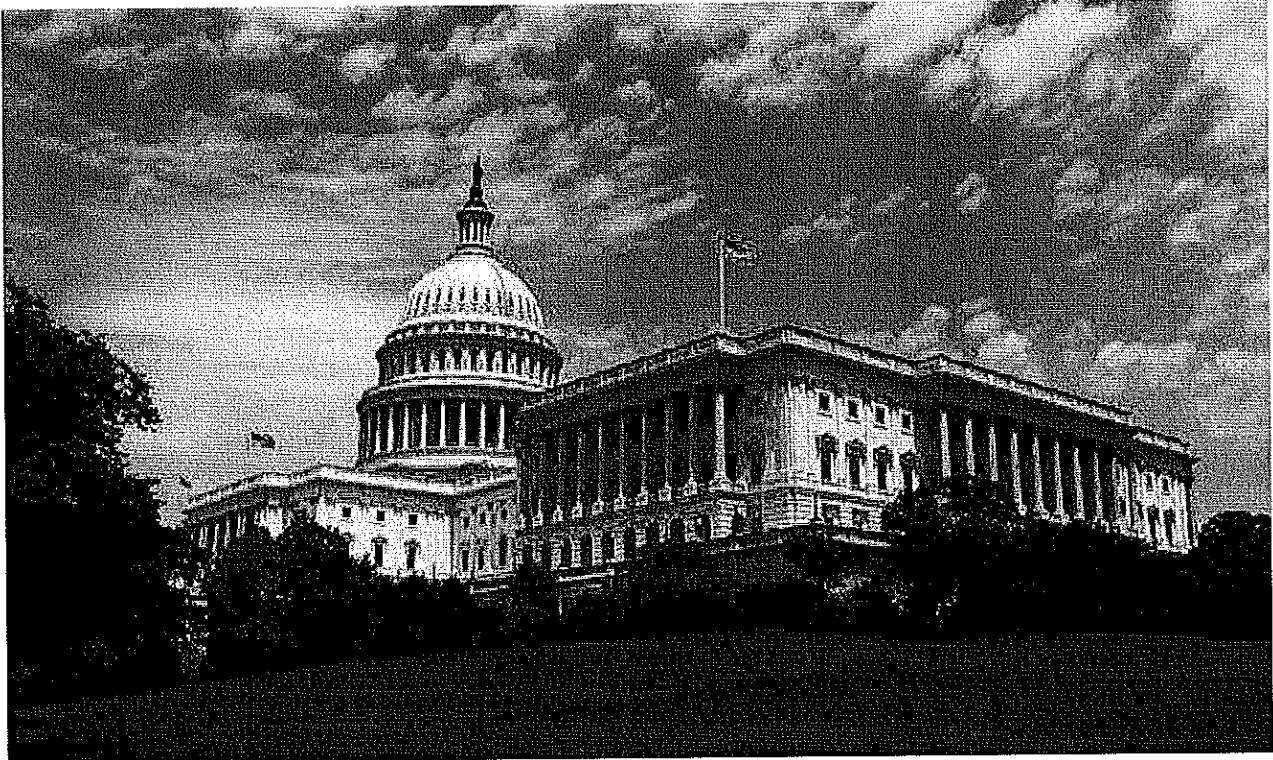
**From:** Max.Behlke@ncsl.org  
**Sent:** Monday, May 14, 2018 4:46 PM  
**To:** Zielinski, Justin  
**Subject:** Cap to Cap: SCOTUS: States Can Legalize Sports Betting

=A



# CapitoltoCapitol

NATIONAL CONFERENCE of STATE LEGISLATURES



May 14, 2018

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## **SCOTUS: States Can Legalize Sports Betting**

The U.S. Supreme Court ruled in favor of the states and struck down a 25-year-old federal law known as the Professional and Amateur Sports Protection Act (PASPA). Earlier today, the court voted 6-3 in favor of the state of New Jersey in *Murphy v. National Collegiate Athletic Association*, formerly known as *Chris Christie v. NCAA*, declaring PASPA unconstitutional as violative of the 10th Amendment.

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NCSL, along with other national organizations that represent state and local officials, filed an [amicus brief](#) in support of New Jersey. NCSL released [a statement](#) applauding the Supreme Court ruling saying, "NCSL supports every state's right to regulate gaming and sports betting, including both legalization and prohibition, without unwarranted federal preemption and interference." New Jersey can now move forward with its plan to legalize wagering, while other states will have the opportunity to alter their existing bans to allow for sports betting.

**NCSL Contacts:** [Ethan Wilson](#)

## **White House Looks to Rescind \$15 Billion in Federal Spending**

This past week, the White House released proposed rescission cuts covering 38 different programs and totaling over \$15 billion. The administration released [a statement](#) saying, "At the direction of President Trump, the Office of Management and Budget has worked diligently to identify wasteful and unnecessary spending already approved by Congress." Now Congress has 45 days to consider the package, which also freezes the

proposed funding programs until a decision is made. Unlike regular spending bills, rescissions packages only require a simple majority in both chambers for passage.

What's in the rescission package?

- Nearly half of the rescission cuts come from two accounts related to child health care: a **\$5.1 billion cut to the Children's Health Insurance Program (CHIP) and a \$1.9 billion cut to the Child Enrollment Contingency Fund**. The cuts would include \$3.1 billion in unobligated CHIP funds from FY17, \$2 billion in recovery funds from the Medicare Access and CHIP Reauthorization Act of 2015, and \$1.865 billion from the \$2.4 billion available in the Child Enrollment Contingency Fund.
- **\$800 million cut to the Center for Medicare & Medicaid Innovation:** The cut would rescind funds authorized under the Affordable Care Act from fiscal years 2011-2019. The center was created to try new payment and service delivery models that could reduce expenditures under Medicare, Medicaid and the Children's Health Insurance Fund (CHIP). The administration has said these funds are more than the amounts that would be needed to carry out planned activities for FY2018 and FY2019.
- **\$4.3 billion from the Advanced Technology Vehicle Manufacturing Loan Program,** = Aan Energy Department program that supports the development of advanced technology vehicles and hasn't made a loan since 2011.
- Remaining rescissions come from a variety of government funds and grants across departments including railroad unemployment insurance programs, Ebola response account, Hurricane Sandy funds that states haven't claimed and more. Additional info can be found here.

While rescission packages only require a simple majority, and are not subject to a Senate filibuster, there is a large amount of uncertainty that it will pass. While it is expected to easily coast through the House with Republican support, the Senate will be a different story. A number of Senate Republicans have already expressed their disinterest in the proposal and in order to pass, Republicans can't afford to lose a single vote while Arizona Senator John McCain is home recovering from a recent cancer treatment. Nonetheless, Congress can expect to see more rescission packages coming from the White House as they have stated that this is the first of many to come. A second rescission request in the coming weeks will attempt to claw back funding from the recently passed omnibus bill.

**NCSL Contacts:** Max Behlke, Jake Lestock

## House to Vote Wednesday on Farm Bill

On Wednesday, the House will consider [H.R. 2](#), the Agriculture & Nutrition Act of 2018 more commonly known as the House's 2018 Farm Bill. The bill reauthorizes several key agriculture and nutrition programs for five years, through fiscal year 2023. The Congressional Budget Office estimates \$867 billion in total farm bill spending, which includes nutrition, crop insurance, conservation and other farm programs. The bill contains 11 titles with the major themes and changes impacting states, which are detailed in NCSL's [analysis of the legislation](#).

Wednesday's vote will be close, given that the legislation, as currently drafted, has been vocally criticized by House conservatives and House Democrats, albeit for different reasons. Members of the House Freedom Caucus, three dozen of the most conservative members of the House, as well as conservative groups, including Heritage Action and Americans for Prosperity, have criticized the farm subsidies as an unfair benefit to wealthy farms and large agricultural businesses. Democrats have overwhelmingly opposed the current legislation as it imposes new work requirements on five to seven million people who are enrolled in the Supplemental Nutrition Assistance Program (SNAP). Without Democratic support, several members of the Freedom Caucus will need to vote for the legislation for it to pass. Even if it passes, the House legislation is likely D.O.A. in the Senate, which is currently drafting its own Farm Bill.

On the other end of Pennsylvania Avenue, President Donald Trump has signaled that he will veto any legislation that does not impose stricter work requirements on SNAP recipients. However, the work requirements are the most controversial aspect of the legislation and it is unlikely that changes to the program will pass the Senate.

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[NCSL's analysis of the House Farm Bill](#)

**NCSL Contacts:** [Abbie Gruwell \(SNAP\)](#), [Ben Husch \(Agriculture\)](#)

**DYK?** Four states—Kentucky, Massachusetts, Pennsylvania, and Virginia= 7call themselves commonwealths. The distinction between a commonwealth and a state is in name only as there is no difference in their relationship to the nation as a whole.

So why are they called commonwealths? Mostly because of the preference of their founders. For example, in Massachusetts, the term commonwealth was preferred by a number of political writers in the years leading up to 1780, when the Massachusetts constitution officially designated the state as such. The preference is believed to have existed perhaps because there was "some anti-monarchical sentiment in using the word commonwealth."

## House Approves 2018 FAA Reauthorization Act

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On April 27, the House of Representatives approved, 393-13, [H.R. 4](#), the Federal Aviation Administration (FAA) Reauthorization Act of 2018. The bill would reauthorize FAA programs and the federal aviation taxes that fund FAA programs and operations for five years through Sept. 30, 2023. The prior reauthorization expired in September 2015, which has resulted in five short-term extensions. For more detailed information on what the bill includes, see NCSL's [Information Alert](#).

**NCSL Contacts:** [Ben Husch](#), [Kristen Hildreth](#)

## Net Neutrality Vote This Wednesday

Senate Democrats filed a discharge petition last week in order to force a vote to save the Federal Communication Commission's (FCC) net neutrality rules from repeal. A discharge petition would use authority under the Congressional Review Act to nullify the FCC's vote this past December to roll back the rules. These rules explicitly banned blocking, throttling, and paid prioritization by internet providers, but were reversed by a new set of guidelines introduced by FCC Chairman Ajit Pai.

To pass, the resolution will need a simple majority in both chambers. The Senate will vote this Wednesday and the chances of receiving 51 votes looks promising. Although, the bill is said to be dead on arrival in the Republican-controlled House. While the resolution has little chance of becoming enacted, Democrats plan to make their support for net neutrality regulations a popular campaign issue in the upcoming midterm elections.

**NCSL Contact:** [Danielle Dean](#)

## **Secretary DeVos Approves the ESSA Plans of South Carolina, Virginia, Alabama, Colorado and Kentucky**

As of May 11, the U.S. Department of Education announced the approval of South Carolina, Virginia, Alabama, Colorado and Kentucky's Every Student Succeeds Act (ESSA) state plans. Each state is tasked with developing an ESSA plan unique to the needs of their students. To date, 44 state and territory plans have now been approved. Education Secretary Betsy DeVos applauded the states and reiterated the need to "use these plans as a starting point, rather than a finish line, to improve outcomes for all students."

South Carolina's plan includes a total of nine ways a student's college and career readiness may be measured. The varied metrics enable students to take advantage of the world class knowledge and skills of the Profile of the South Carolina Graduate. South Carolina's plan also includes a student engagement survey, giving each respective student a voice in the accountability system. "South Carolina's ESSA plan embodies our vision that every graduate is prepared for success in college, career and citizenship," said South Carolina Superintendent of Education Molly Spearman.

Virginia's plan includes chronic absenteeism and the Standards of Accreditation Rating indicator as new methods to measure quality and student success. The approved ESSA plan also sets forth processes intended to support and improve the academic growth and English learner progress of identified schools. Virginia's ESSA plan "reflects the state's mission to increase student learning and academic achievement," said Virginia's Acting Superintendent of Public Instruction Steven M. Constantino.

Alabama's plan includes a framework to join with local education agencies to enhance early learning and improve alignment of early learning programs from birth through third grade. The approved plan also includes the creation of the Legislative School Performance Recognition Program, in which the state will use state-authorized assessments and key performance indicators to profile a school, school system or both entities.

Colorado's plan includes the creation of the ESSA Application for School Improvement, intended to provide schools identified for Comprehensive and Targeted Support and Improvement with access to services and funding that supports their unique needs. "We have used this process to re-engage with many of our schools, districts, and stakeholders across the state over the last two years to get feedback on the how our current system is working. The conversations were deep and very helpful to the department and other stakeholders as

"we work collectively to leverage ESSA to improve outcomes for our highest need students in Colorado", says Colorado's Education Commissioner Kathy Anthes.

Kentucky's approved ESSA plan includes goal setting related to achievement gaps: cutting the achievement gap for each student group in half by 2030 and increasing the graduation rate for all students and each student group. The plan also acknowledges 2017-2018 as a transition year, in which performance on indicators will be used to determine low-performing schools and whether targeted support and improvement or comprehensive supported and improvement will be provided. Systems will be fully implemented during the 2018-2019 school year, leading up to one to five-star designation for a school or district. Schools that reflect noteworthy achievement gaps will not qualify for earning the highest ratings. "Schools and districts will be held to a higher level of accountability under this plan. Raising the bar is essential if Kentucky is to make the strides in student performance we intend to make," said Kentucky's interim Education Commissioner Wayne Lewis.

A [complete list of state plans](#), both approved and pending.

**NCSL Contacts:** [Joan Wodiska](#), [Miranda McDonald](#)

**DYK?** Just in time for the MLB All-Star Game at Nationals Park in Washington, D.C., this summer, the Library of Congress will feature an exhibition about the origins and history of baseball. The handwritten "Laws of Base Ball," which historians have called the "Magna Carta" of the game after they were decided at a convention in 1857, will be among the artifacts featured in the new exhibition "[Baseball Americana](#)" opening June 29 at the Library of Congress. The exhibition will explore baseball's past and present and how the game has forged a sense of community for players and fans across the country.

### **Tennessee Department of Education Awaiting ESSA Compliance Ruling**

The Tennessee Department of Education is awaiting to hear back from the US Department of Education regarding whether emergency legislation is in compliance with Every Student Succeeds Act standards, which require states to test students annually in grades 3 through 8 and once in high school. This year, the state test "TN Ready" was affected by online glitches, deeming the results unreliable. In response, the Tennessee State Legislature passed legislation aimed to assert that "no adverse action be taken against any student, teacher, school or district based on this year's TN Ready results."

Tennessee's Education Commissioner Candice McQueen, has maintained that the glitches were the result "deliberate attacks" on the systems of Questar Assessment—TDOE's computer systems vendor. The state's ESSA plan was approved last August, in which TN Ready was included as a measurement of accountability standards.

**NCSL Contacts:** [Joan Wodiska](#), [Miranda McDonald](#)

## **First Lady Melania Trump Unveils "Be Best"**

On May 7, first lady Melania Trump revealed her first initiative entitled Be Best, which seeks to promote well-being, positive social media behaviors and support families impacted by the opioid crisis. The well-being component of the initiative includes emphasis on healthy living, encouragement, kindness and respect through which adults may impact the futures of children. The initiative's focus on social media seeks to tackle cyberbullying and encourage children to "choose their words wisely and speak with compassion." The first lady's initiative also seeks to bring attention to the effects of opioid addiction. On the initiative, Mrs. Trump said: "It remains our generation's moral imperative to take responsibility and help our children manage the many issues they are facing today, including encouraging positive social, emotional and physical habits."

**NCSL Contacts:** Joan Wodiska, Miranda McDonald

## **New Leadership and Opportunity to Address Student Homelessness**

Acting Assistant Secretary for Elementary and Secondary Education Jason Botel was recently elected Vice-Chair of the United States Interagency Council on Homelessness for 2018. "...we have new levers at our disposal to track and provide services for families and students experiencing homelessness through the Every Student Succeeds Act," Botel said. State legislators or staff working on student homelessness are encouraged to contact Joan Wodiska. NCSL is working to identify state-led examples to inform the Council on Homelessness.

**Contacts:** Joan Wodiska, Miranda McDonald

**DYK?** From Acoma Pueblo in New Mexico, whose 250 structures have been continuously inhabited since the 12th century, to the White Horse Tavern, a bar in Newport, Rhode Island, that opened its doors in 1673, America's buildings are as historic as they are diverse. Check out this list of the oldest building in every state compiled by Business Insider.

**The 2018 NCSL Legislative Summit begins July 30 – Register Here**

**Read the April 30, 2018 Capitol-to-Capitol.**

Like Capitol-to-Capitol? Have ideas or suggestions for how it can be improved? Please take two minutes to let us know in this very short survey!

We are always looking for interesting trivia about states, legislatures and American history. If you have some great facts, don't keep them to yourself. Let us know by clicking here. We will likely include them in a future edition of Capitol to Capitol!

If you have comments or suggestions, please contact Max Behlike.

[Read More](#)

*Capitol to Capitol is a publication of the National Conference of State Legislatures. NCSL is recognized as a formidable lobbying force in Washington, D.C. NCSL works to protect states from unfunded federal mandates and unwarranted federal pre-emption of state authority, and seeks to provide state legislatures the flexibility they need to innovate and be responsive to the unique needs of their residents. NCSL's advocacy is guided by the policy directives and resolutions adopted during NCSL's Legislative Summit.*

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Denver: 303-364-7700

Washington: 202-624-5400

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7700 East First Place, Denver, CO 80230

**From:** Thomas, AJ  
**Sent:** Tuesday, May 15, 2018 9:34 AM  
**To:** Thomas, AJ  
**Subject:** RE: Deconstructing the Administrative State Luncheon

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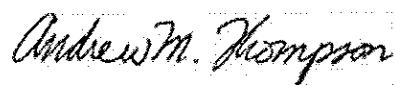
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Andy Thompson

State Representative  
House District 95



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**From:** Thomas, AJ  
**Sent:** Friday, May 18, 2018 12:32 PM  
**To:** Thomas, AJ  
**Subject:** FW: Deconstructing the Administrative State Luncheon

Final chance! Don't miss out on lunch and a great opportunity to see what we are doing to control the rise of the administrative state. Thanks!

**AJ THOMAS**  
Legislative Aide  
State Representative Andy Thompson | Ohio's 95<sup>th</sup> House District  
Ohio House of Representatives  
77 South High Street, 11<sup>th</sup> Floor  
Columbus, Ohio 43215  
Office number: (614) 644-8728  
[AJ.Thomas@ohiohouse.gov](mailto:AJ.Thomas@ohiohouse.gov)

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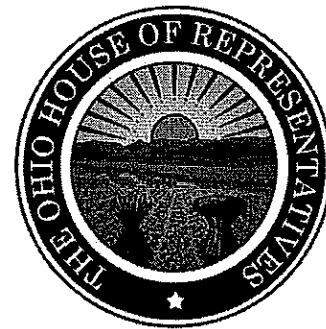
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**From:** Thomas, AJ  
**Sent:** Wednesday, May 23, 2018 11:20 AM  
**To:** House\_All  
**Subject:** ALERT- HAPPENING NOW: Deconstructing the Administrative State Luncheon

Come on up to the 31<sup>st</sup> Floor!

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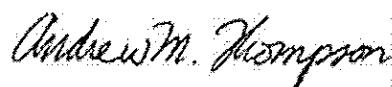
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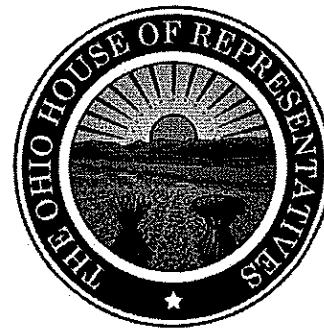
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AMERICAN  
PRINCIPLES  
PROJECT

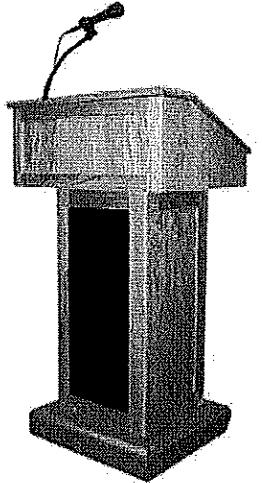


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- Outreach and Enrollment
- Human Resources
- Finance and Billing
- Legislative and Policy
- Customer Service
- Marketing and Public Relations



**We encourage you to view suggested conference topics.**

Please submit proposals in areas/topics for which you are passionate and have demonstrated expertise that align with this year's theme. Proposed topics must be as specific as possible. Each submission should concentrate on a single topic for presentation.

Multiple submissions from the same applicant are allowed. A concurrent session is 60 minutes in length (50-minute lecture and 10-minute question & answer session). Presenters will receive complimentary registration, lodging and meals.

All abstracts must be received by Friday, July 14, 2017 to be considered for inclusion in the 2017 agenda. Speakers will be notified of their acceptance by Friday, July 28, 2017.

**Questions may be referred to LPCA Director of Clinical Quality, Shannon Robertson at [srobertson@lPCA.net](mailto:srobertson@lPCA.net) or [www.lPCA.net](http://www.lPCA.net) for more information.**



Health Resources & Services Administration

## Funding Opportunity Announcement

**Apply By: Tue, 5 Sep 2017**

### **State Systems Development Initiative Grant Program – Tier 2 (States and DC) (HRSA-18-062)**

01/18/2017 12:00 AM EST

**Apply By: Tue, 5 Sep 2017**

### **Service Area Competition (HRSA-18-021)**

06/15/2016 12:00 AM EDT

**Apply By: Mon, 21 Aug 2017**

### **Service Area Competition (HRSA-18-023)**

06/15/2016 12:00 AM EDT

**Apply By: Mon, 11 Sep 2017**

## **BUCKEYE HEALTH PLAN TO SPONSOR COMMUNITY PARTNERS TENT AT 2017 OHIO STATE FAIR**

Buckeye Health Plan is proud to once again sponsor our Community Partners Tent at the 2017 Ohio State Fair in Columbus! Please plan to stop by and say hello!

Each day of the state fair, the tent will give 4 different respected partner agencies (a total of 48 organizations over the 12 days of the fair) a chance to showcase and exhibit their unique and vital community services to thousands of fair visitors – compliments of Buckeye Health Plan.

This year's lineup has been organized to correspond with the Fair's pre-selected theme days. The 2017 Ohio State Fair begins on Wednesday, July 26<sup>th</sup> and ends on Sunday, August 6<sup>th</sup>.

Listed below is the schedule for the Community Partners Tent, which is located just south of the Taste of Ohio Pavilion (the round building) near the midway at the Fairgrounds.

**See everyone at the fair!**



## **Ohio State Fair – Community Partners Tent**

### **Schedule of Organizations Attending**

**Wednesday, July 26th**

**Charitable Services Day**

- March of Dimes, Kevin Dooley, Columbus
- National Kidney Foundation, Antoinette Greene, Columbus

- American Cancer Society, Leigh Anne Hehr, Dublin
- Ohio Breast & Cervical Cancer Project, Sue Jacks, Newark

### **Thursday, July 27th**

#### **Services for Families Day**

- Salvation Army of Columbus, Kristin Harmon, Columbus
- American Red Cross of Central Ohio, Iris Martinez Juergens, Columbus
- Ohio United Way, Timothy Roe, Columbus
- Greater Cincinnati Community Action Agency, Lamont Taylor, Cincinnati

### **Friday, July 28th**

#### **Community Action Day**

- Impact Community Action Agency of Franklin County, Carmen Allen, Columbus
- Bridge Community Action Agency of Delaware, Madison, Shelby & Union Counties, Shelley Harmon and Lynda Lukey
- Ohio Association of County Behavioral Health Authorities, Dontavius Jarrells, Columbus
- Family & Community Services/Valley Counseling of Trumbull Co., Anthonette Blake

### **Saturday, July 29th**

#### **Local Healthcare/Medical Clinics Day**

- FACES at Nationwide Children's Hospital, Wynette Collins/Cory D'Ambrosio, Columbus
- BC4Teens at Nationwide Children's Hospital, Sarah Saxbe, Columbus
- Community Health Centers of Dayton, Shanise Wade, Dayton
- PrimaryOne Health, Yolanda Owens, Columbus
- Moms2B at OSU Wexner Medical Center, Carmen Clutter, Columbus

### **Sunday, July 30th**

#### **Buckeye Health Plan Day**

- Buckeye Health Plan, Christopher Beers, 330-631-5965, [cbeers@centene.com](mailto:cbeers@centene.com)

- USMM/Visiting Physicians, Jennifer Slabinski and Kelly Stewart, Cincinnati
- Columbus Division of Fire, City of Columbus, Trina Cain and Jaime Sierra, Columbus
- City of Columbus Recreation & Parks Department, Greg Winbush, Columbus

### **Monday, July 31st**

#### **Services for Children Day**

- National Youth Advocate Program, Ruby Gamble, Cleveland, and Lance Livi, Columbus
- Action for Children of Columbus, Sarah Pontious, Columbus
- Child Development Council of Franklin County, Anita Davis, Columbus
- Early Childhood Resource Network of Central Ohio/YMCA Head Start, Samantha Stewart and Chudney Williams, Columbus

### **Tuesday, August 1st**

#### **Services for Senior Citizens Day**

- Central Ohio Area Agency on Aging, Jane Acri and John Lamotte, Columbus
- Ohio Coalition of Adult Protective Services, Susan Marshall and Jamye Richards, Columbus
- Alzheimer's Association, Central Ohio Chapter, Caitlin Purk, Columbus
- Access to Independence, Vince Pelose, Ravenna

### **Wednesday, August 2nd**

#### **Disability Services Day**

- The Center for Disability Empowerment, Shari Veleba, Columbus
- The Mentor Network (Ohio Mentor), Jessica Schmieler, Cleveland
- Specialized Alternatives for Families and Youth (SAFY), Tiffany Bailey, Dayton
- Community Assessment & Treatment Services, Robert Newman, Cleveland

### **Thursday, August 3rd**

#### **Minority Health Day**

- Ohio Commission on Minority Health, Angela Dawson, Columbus

- Columbus Urban League, Tiffany Dailey, Columbus
- National Association of Social Workers, Gregory Stewart, Cincinnati
- Resolute Group, Certified Navigators, Marjorie Moseley, Dayton

### **Friday, August 4th**

#### **Community Services Day**

- Volunteers of America, John Hill and Arica Morgan, Columbus
- Franklin County Department of Job & Family Services, LeeAnn Whaley, Columbus
- Buckeye Ranch, Tanithia Freeman, Columbus
- The Bair Foundation Child & Family Ministries, Adrienne Willis, Columbus

### **Saturday, August 5th**

#### **Drug/Alcohol Treatment Prevention Services Day**

- Amethyst Inc., Valerie Coleman, Columbus
- ORCA House Inc., Rochena Crosby, Cleveland
- Northern Ohio Recovery Association, Cathy Davis, Cleveland
- Reeb Avenue Center, Ruth Bell, Columbus

### **Sunday, August 6th**

#### **Job/Employment Services-Economic Development Day**

- Red Treehouse (Ronald McDonald House), Jeanine Carroll, Cleveland
- Dress for Success Columbus, Bridgett McKinnon, Columbus
- Pyramid Community Development Corp, Linda Nelson, Columbus
- USO of Central and Southern Ohio, Jackie Spector, Columbus

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# BARRI<sup>OS</sup> LATINO ART FESTIVAL

2017



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LINDA @ 419-523-3581, JENNIFER @ 419-344-8770



# BARRO LATINO ART FESTIVAL

Dear Friend,

The 6th Barrio Latino Art Festival celebrates diversity, innovation, and creative achievement—is being planned for Aug. 13, 2017 at 1205 Broadway St (corner of Broadway St and Western St), Toledo, OH 43609, from 12 Noon to 9:00 pm. Barrio Latino Arts Festival, will promote tourism, culture heritage, and the arts in a bold and innovative way. Our mission is to support artists, promote artistic expression, create funds for local charitable organizations, and bring visitors and neighbors together to share in the spirit of the arts in our community. Proceeds from this festival go towards supporting two area nonprofit organizations: (1) NUESTRA GENTE Community Projects, Inc., (2) THE PROVIDENCE CENTER. We recognize the positive effect creative activity has on individuals: providing enjoyment, enlivening spaces, and enriching lives. The festival also makes a practical contribution in terms of sustainability, providing employment, encouraging learning, and inspiring people to adopt active lifestyles. The festival includes live music; folk dancing performances; artisans and crafters with handmade products such as scarves, blankets, cosmetics, and jewelry; a car show; and art kid's activities including a drawing table, face painting, recognition award to an artist, artwork on display, mural painting, crafts, car show, jalapeño contest, and many other special performances and forms of entertainment. Authentic Hispanic food prepared by cooks from the community is one of our biggest attractions. The festival is set in the heart of an urban neighborhood in South Toledo and attracts a very diverse crowd. And, of course, there are offerings for all age groups. The event will be held on the street in open areas with full access for people with disabilities and is easily accessible from public bus routes. We want to increase the attractiveness of the area to tourists, businesses, people and investments through the festival. People (tourists/visitors) spend money on attending the arts and on local businesses. Further, local spending by these arts venues and patronized businesses has indirect multiplier effects.

The Barrio Latino Art Festival brings people and organizations together to celebrate the diversity within the Hispanic heritage and culture. The program will balance community participation with excellence by offering events of both a local and international flavor. Admission is free.

This is a chance to give back to the community and give at-risk youth life-changing opportunities through the arts. Supporting us helps us show our kids another way of life.

We would be grateful if you could support our community Arts Festival. More than 900 volunteers and spectators were in attendance last year, and the event was covered by the local newspapers and television stations. We are anxiously looking forward to even greater success at this year's event and our teens are running much of the programming. If you support us, we will include you in all marketing materials, to our website and plan on recognizing your organization at our event.

Below are the details concerning this year's sponsorship levels:

**Elite Sponsorship options:**



**\$1,500 PLATINUM** Full page (5 x 7 1/2) ad on the front inside page of program book, logo on the poster, sponsor name promoted during the festival, on posters, La Prensa newspaper, information booth space;



**\$1,300 GOLD** Full page (5 x 7 1/2) ad on the back cover page of program book, logo on the poster, sponsor name promoted during the festival, on posters, La Prensa newspaper, information booth space;



**\$1,200 SILVER:** Half page (5 x 3 3/4) on the back inside page of program book, logo on the poster, sponsor name promoted during the festival, La Prensa newspaper and information booth space;



**\$1,150 BRONZE:** Half page (5 x 3 3/4) ad inside program book, logo on the poster, sponsor name promoted during the festival, La Prensa newspaper and information booth space.



\$950 – 2 1/2 x 3 3/4 quarter page ad;



\$100 - 2 1/2 x 1 3/4 business card;



\$80 for 2-4 lines in the festival program book.

If your organization would like to participate in this year's event as a sponsor, please contact me or simply make check payable to: **Barrio Latino Arts Festival** and mail your payment to: **P.O. Box 140661, Toledo, Ohio 43614**. Deadline for sponsorship/ads is July 28, 2017.

Your contributions to this event are tax deductible as allowed by State and Federal laws.

Thank you very much for your time and consideration.

**Gracias!**

Linda Parra  
Founder/President  
Barrio Latino Arts Festival  
Email: lindaparra@nuestragentecommunityprojects.org  
Cell: 419-2830581

[www.facebook.com/BarrioLatinoArtFestival](http://www.facebook.com/BarrioLatinoArtFestival)

# SAVE THE DATE

September 22 - 23, 2017

## Infant Mortality Conference

To register email, [agrayson@phdmc.org](mailto:agrayson@phdmc.org)

### Infant Mortality Task Force Goals

- To reduce preterm births.
- To reduce substance misuse in pregnant women, and mothers of infants.
- To reduce inequalities in preterm births



Help us develop strategies to combat infant mortality in Montgomery County. We are applying for nursing CEs.



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## OHIO REPORT FRIDAY, AUGUST 18

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## **CALENDARS**

**Day Planner**

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## Volume #86, Report #160 -- Friday, August 18, 2017

### Reducing Regulations Among Legislative Priorities For Fall

With the biennial budget, veto overrides notwithstanding, in the rearview mirror, Senate President Larry Obhof hopes his chamber will work on legislation designed to make life easier for businesses.

One way the Medina Republican plans to do that is not by adding new laws, but by removing or simplifying old ones.

"We'll focus on getting government red tape and regulation out of the way and hopefully continue to build our economy and build off the improvements we've made the last few years," Sen. Obhof said this week.



Sen. Obhof

One of the priorities for the Senate Republicans leader includes finding bits of regulation that are burdensome for business and aren't working the way they're supposed to. He said he wanted each member of his caucus to find examples of failing regulation and work to fix them, whether by eliminating language or streamlining it.

"We talk a lot on the campaign trail, both parties do, about getting red tape and regulations out of the way," he said. "When you get to work, people start to pass new laws and regulations."

"We ought to all go out and find one example of something that's not working right and get rid of it," he continued. "They don't have to be big things, necessarily, but the more things like that that we do, you're slowly but surely making it easier for some small business owners."

Even if the change doesn't affect every Ohioan, he said, it could be significant for the few it does affect.

"I think we're going to be pretty serious this fall about trying to get rid of parts of the Ohio Revised Code, scale them back, make them easier to understand, easier to read, removing some of the hurdles government has put in the way of our job creators," he said.

Other priorities for the fall include economic development, the opioid crisis and workforce development, he said.

The Senate will be in session Tuesday, with the agenda expected to focus heavily on budget veto overrides. More override votes are possible in September, Sen. Obhof said.

The chamber will also see some committee action Tuesday, including the Senate Health, Human Services and Medicaid Committee, which will hear a bill (SB 164) to ban abortions based on a Down syndrome diagnosis.

On the House side, the post-budget plan is still in the works, said Brad Miller, a spokesman for Speaker Cliff Rosenberger (R-Clarksville).

"Legislative priorities for the fall are still under consideration and will be the product of conversations and input between the Speaker and members of the caucus," Mr. Miller said in an email.

Some of the House's work could stem from the speaker's task forces, some of which have begun their work, including one on education and poverty (See Gongwer Ohio Report, July 17, 2017) and another on Alzheimer's and dementia (See Gongwer Ohio Report, August 8, 2017).

### **High Court Sets Oral Arguments In Abortion Cases**

The state's highest court will hear two high-profile abortion cases in September, including one that has triggered calls for a justice's recusal.

Both cases stem from abortion-related provisions in the 2014-15 state budget (HB59 130<sup>th</sup> General Assembly).

The first case, set to be heard on Sept. 12, was brought to the high court by the Department of Health, which has defended the constitutionality of restrictions imposed on a Toledo abortion clinic. (Docket)

The case is the result of a 2014 department decision to shutter the city's last abortion clinic, Capital Care Network of Toledo, after it determined a patient transfer agreement it had inked with an Ann Arbor hospital ran afoul of state law because the facility was not "local."

However, both the Lucas County Common Pleas Court and the Sixth District Court of Appeals sided with the clinic, which has remained open.

ODH argues that the decision to shutter the clinic was lawful, the one-subject rule was not violated by placing the requirement in the budget, the clinic did not raise an "undue burden" challenge and the ambulatory requirement is constitutional.

The "undue burden" standard, which was used by the lower courts to strike down the requirement, was created by the U.S. Supreme Court in the case of *Planned Parenthood v. Casey*.

However, ODH argues that the high court should not view the case through that lens because the clinic did not raise the issue.

"The court should vacate the undue burden holding and set the issue aside, as the clinic never raised such a challenge. And as part of not raising it as a legal issue, the clinic also never presented any factual evidence to meet its burden to overcome the law," ODH wrote in a court filing.

"Vacating the holding still allows this clinic or any other abortion clinic to raise an undue burden challenge in a separate case, and indeed, at least two clinics are doing so in a federal case."

Among the clinic's arguments are that the 2013 budget violated the single-subject rule, that the provision amounts to an undue burden and that it is unconstitutional.

"The three transfer agreement provisions were introduced late in the legislative process as riders to the budget bill with little or no opportunity for public debate. At the end of the state budget process Ohio legislators buried controversial anti-abortion provisions in the several thousand pages of a budget bill that was sure to pass," the brief reads.

"The written transfer agreement provisions, which are inherently controversial and of significant constitutional import, were not debated and approved during a fair and open legislative process. HB59 frustrates the single-subject rule's purpose of preventing logrolling and ensuring 'a more orderly and fair legislative process.'"

The case already stirred controversy after Justice Sharon Kennedy spoke at a Greater Toledo Right to Life event in March. That led NARAL Pro-Choice Ohio to unsuccessfully call on her to recuse herself in the case.

This week, Capital Care attorney Jennifer Branch made an official request for Justice Kennedy's recusal in a filing with the court.

"Since this court accepted jurisdiction in this case, Justice Kennedy's impartiality in deciding this case involving an abortion provider has been reasonably questioned by various Ohioans due to her connections to anti-abortion and pro-life organizations," the attorney wrote.

ProgressOhio also filed an ethics complaint against Justice Kennedy that was recently dismissed.

The second case, slated for oral arguments on Sept. 26, was also brought forward by the state after two lower courts found a Cleveland-based clinic had standing to sue over several abortion-related provisions in the budget bill. (Docket)

Along with the transfer agreement provision, Preterm-Cleveland has also taken issue with a ban on public hospitals from entering into those agreements and a requirement that doctors inform pregnant women about a detectable heartbeat.

"Preterm's change of conduct to avoid running afoul of these new requirements constitutes injury-in-fact for standing purposes, traceable to the enactment of HB59," its brief reads. "Its requested relief - an order declaring that HB59 violates the one-subject rule and severing and enjoining the provisions it has shown create disunity - will redress Preterm's injury and cure the identified constitutional defect."

The state, however, argues that the abortion clinic does not have standing to sue because it has not been able to demonstrate that it has been injured by the budget provisions.

"Ohio's Constitution allows courts to hear only justiciable controversies involving parties with standing, so relaxing the rules is unconstitutional. Applying the rules here is straightforward: Preterm must show standing as to each provision it challenges, and it fails on all counts," the state's brief reads.

### **Few Districts Meet Recommendation To Delay Start Of School Day**

Most students heading back to school over the next few weeks won't be reporting to first period any later than in past years, despite district attempts to accommodate research that shows later start times can be beneficial to student health.

Various districts throughout the state report studying later start times in the last few years, but a recent accounting of states where schools have made changes doesn't include Ohio.

Schools in at least 19 states delayed starting bell times for the new academic year, according to a Start School Later report. They include a handful of schools in the surrounding states of Michigan, Pennsylvania, and Indiana.

"Every year we see more and more schools delaying bell times to improve student sleep, health, and learning," Start School Later Executive Director Terra Ziporyn Snider said. "Not all of them will be starting middle and high schools at 8:30 or later, as health professionals recommend, but they are moving to schedules that are healthier and safer for many more students."

The American Academy of Pediatrics, National PTA, American Medical Association, the Centers for Disease Control and Prevention, the National Association of School Nurses, and the Society of Pediatric Nurses are among the groups backing later start times.

Although Ohio doesn't keep track of when districts are starting the day, Start School Later has determined that about 7:30 a.m. is the most common time for middle and high school students to head to first period. The national average is 7:59 a.m., according to the CDC.

Those times conflict with research that shows students, particularly teens, get their best sleep between 11 p.m. and 8 a.m.

Stacy Simera, a spokeswoman for Start School Later, said students who lack sleep are more likely to be obese, have trouble focusing in school, suffer sports injuries, be involved in car accidents, and become addicted to drugs, among other issues.

The connection between additional sleep for teens and improved health and academic outcomes has caught the attention of district leaders, but resulting changes to bell schedules in Ohio have been few and far between. Districts often point to increased costs as the reason for maintaining the status quo.

Olentangy Local School District, which is the seventh largest district the state, is among those that studied the possibility of later start times over the last few years, but chose not to move forward with them. It announced over the summer that changes would require purchasing an additional 141 school buses at a cost of \$12.5 million and adding \$7.8 million in annual operating costs.

Like others who've looked into making moves, the district also determined that parents of elementary students don't support earlier start times for their students so that later middle and high school times can be accommodated.

Bus schedules and concerns about child care "are two of the principal challenges in terms of trying to move the start times," said Tom Ash, director of governmental relations for the Buckeye Association of School Administrators.

"You have districts that, in order to economize (busing), have what are known as double, triple and even quadruple runs, so they might even be serving two, three or four schools with kids of different ages," he said. "So that becomes an issue."

Mr. Ash said districts aren't dismissing the research on earlier start times, they're just simply running into roadblocks to implement them.

There are districts that have modified start times without increased costs, though, Ms. Simera contended. If there are costs, she said that they shouldn't be a deal breaker.

"Not only can every school afford healthy start times, schools can no longer afford not to. As an Ohio taxpayer and mental health clinician, it concerns me that we are ignoring such low-hanging fruit in fighting two Ohio-specific epidemics: obesity and substance abuse - both of which are correlated with chronic deficient sleep," she said.

"While we know there are many factors involved in obesity and substance abuse, we should certainly address one of the known factors that we can greatly influence - namely healthy sleep."

According to Start School Later, districts that have pushed back start times without incurring additional costs include Hudson, Dublin, Kenston, and Perrysburg schools.

Westlake and Parma schools also pushed back start times when they eliminated busing for high school students.

### **Ohio Unemployment Rate Moves Up To 5.2%**

The biggest increases occurred in leisure and hospitality (+5,200), local government (+3,900) and financial activities (+1,200) sectors. July's biggest losses were in goods-producing industries (-2,700) and business services (-2,400).

Over the last 12 months, Ohio added 47,500 jobs, led by private service providers (37,700) and construction (5,900), ODJFS reported. The larger drops occurred in trade, transportation, and utilities (-4,900) and durable goods manufacturing (-1,800).

Rea S. Hederman Jr., executive vice president at the Buckeye Institute, said that along with the labor market dip, Ohioans stopped looking for work as labor force participation fell to national levels at 62.9%.

"In addition, private sector job opportunities continued the stream of bad news, with 2,500 fewer private sector jobs in July compared to June," he said.

"Overall, the Ohio July jobs report is a sober one," Mr. Hederman said. "While one month of data can be a statistical anomaly, policymakers should begin considering measures to increase economic opportunities in Ohio's private sector."

Policy Matters Ohio observed that without the growth in public sector jobs, the state would have lost positions last month. The group reiterated its criticisms of GOP tax policies in recent years.

"State tax giveaways to corporations and the wealthy have not produced the promised job growth. Instead, we have lost the revenue we need to invest in policies like need-based college financial aid that help build the middle class," PMO researcher Hannah Halbert said. "Federal policymakers would be well-served by studying Ohio's performance before implementing tax changes that overwhelmingly benefit the wealthiest in the nation."

### **Roegner Announces Senate Bid; Buckeye Institute Opines On Potential Veto Overrides...**

Rep. Kristina Roegner announced her intent to run for the Senate seat currently occupied by term-limited Sen. Frank LaRose.

The Hudson Republican, who is term limited in the House, said her goals if elected to the Senate would be much the same as her priorities in her current seat representing the 37<sup>th</sup> House District.

"It would absolutely be the same as it's been in the House," she said. "Continue to help set a stage that's inviting to businesses in Ohio and that includes regulatory reform which I've done a lot of in individual industries."

Making the tax climate more competitive with other states by lowering taxes and strengthening the education system would also be priorities, the representative said. So too would be legislation like her pending cosmetology bill (HB 189) which she said would "make it easier and smoother for people to get jobs and not jump through so many hurdles in government."

"I'm going to continue the work we've started and continue that onto the Senate," she said. "I want to make sure government doesn't waste taxpayer dollars. If we can spend taxpayer dollars smarter and get more for it that's what we need to do."

The 27<sup>th</sup> Senate District encompasses all of Wayne County and parts of Summit and Stark. Other incumbent House members whose districts align with that district include term-limited Rep. Marilyn Slaby and freshman Rep. Scott Wiggam.

Rep. Roegner reported receiving \$78,000 since January in her recent semiannual report, leaving her with about \$78,700 in cash on hand.

**Veto Overrides:** The Buckeye Institute is weighing in on several outstanding budget veto overrides the Senate may take up next week.

Senators are expected to return Tuesday to consider some of the 11 overrides the House approved in July. How many overrides and which specifically the chamber will choose to take up isn't clear. (See Gongwer Ohio Report, August 16, 2017)

Among overrides the Institute is urging senators to approve are the governor's vetoes of the Healthy Ohio waiver and of language creating legislative oversight of Medicaid spending increases.

But the group is asking senators to let stand the governor's veto on the Medicaid managed care sales tax replacement plan.

"We agree with Gov. Kasich's veto of the proposed replacement for local Medicaid sales tax revenues and we were disappointed that the Ohio House overrode the governor's veto," said Greg Lawson, an institute research fellow. "This proposal is a tax on insurance plans and as with most government taxes, it is highly unlikely that this new tax will be 'temporary.' It is time for local governments to go to their voters and convince them of the need to raise local taxes for local services rather than blaming Columbus for their inability to spend wisely."

**Issue 2:** Proponents of the controversial Issue 2 - also known as the "Drug Price Relief Act" - praised ballot language approved by the Ballot Board Thursday.

Yes on Issue 2 and its counterpart, Ohioans Against the Deceptive Rx Ballot Issue, negotiated compromise ballot language that the board then signed off on with little discussion. (See Gongwer Ohio Report, August 17, 2017)

Both sides said the language presented an accurate description of the November ballot issue, which would prohibit the state from purchasing prescription drugs for prices beyond what the U.S. Department of Veterans Affairs pays.

"Voters in Ohio are well-informed, smart and angry at the greedy drug companies that have been price-gouging the sick and suffering, and putting profits before patients," said Dennis Willard, a spokesman for the proponents. "The language is simple and straightforward just like our plan to lower drug prices for 4 million Ohioans and save taxpayers \$400 million a year."

Opponents claim the statute, if adopted by voters, would actually drive the cost of drugs higher.

### **OSU Study: \$152M In Lost Property Value Thanks To Algal Blooms...**

Harmful algal blooms in Ohio have cost homeowners \$152 million in lost property value over the last six years, according to researchers.

That figure comes from a new Ohio State University study that examined the financial impacts of blooms in Buckeye Lake and Grand Lake St. Marys. A second study quantified the financial impact of blooms to sport fishing revenue generated by Lake Erie.

OSU bills the reports, published respectively in *Ecological Economics* and the *Journal of Environmental Management* as the first of their kind to put a dollar figure on the impact of algae. Researchers said they hope the studies will equip lawmakers with new information to create adequate algae prevention and cleanup resources.

"Our biggest takeaway is that efforts to prevent and mitigate algal blooms have real, tangible benefits for Ohioans, including property values," said Allen Klaiber, associate professor of agricultural, environmental and development economics at OSU.

The first study examines property values in the two interior lakes, finding that total values fell \$152 million from 2009-2015. Sales prices for homes within one-third of a mile from the lake fell 11-17% while adjacent homes saw prices dropping more than 22%, the report found.

In Buckeye Lake the drop was more severe, with the loss of \$101 million in home sales over six years. Grand Lake St. Marys saw a \$51 million loss.

Regarding Lake Erie, which fuels a \$1.7 billion tourism industry, simulations showed a "moderate" bloom would result in a 10-13% decrease in fishing license sales within 12 miles of the lake.

A severe bloom, akin to what occurred in 2011, would lead to 3,600 fewer licenses sold and as much as \$5.6 million in lost revenue in a single summer, the researchers determined.

**Governor Appointment Reaction:** The Ohio Environmental Council praised Gov. John Kasich's recent appointment of Sarah Spence to the Public Benefits Advisory Board. Ms. Spence is OEC's director of government affairs and was appointed this week.

"The board works with the director of the development services agency to ensure energy services are provided to low-income consumers in Ohio in an affordable manner," said Aryeh Alex, the OEC's vice president of public affairs. "Sarah is the right person for the job, and will add a strong environmental voice to the governor's administration."

**Rover:** A cease-and-desist order from the government of West Virginia was recently lifted, clearing the Rover Pipeline project to continue. That's over the objections of environmental groups who argue the project is harming the environment.

Meanwhile, a new *Bloomberg* analysis determined that the Rover project has set a new record for environmental violations. The publication determined the project, since its approval in February, has racked up more violations than any other major interstate natural gas pipeline built in the last two years.

Rover filings showed 104 negative inspection reports, according to *Bloomberg*. The next closest was the Williams' Virginia Southside Expansion which reported 26 violations.

To be fair, the 710-mile Rover is a longer pipeline than other projects included in the analysis. Still, the next longest - the 515-mile Enbridge Sabal Trail - reported 18 violations.

Energy Transfer Partners, the company behind the project, said it is working with regulatory agencies at all levels to meet safety and environmental regulations. But friction continues between the company, opponents and regulatory agencies in Ohio and beyond. (See Gongwer Ohio Report, August 7, 2017)

### **Report Links STEM Skills, Quality Pre-K; President Approves GI Bill Expansion...**

Business and military leaders are calling on state leaders to focus on early childhood education to ensure students are better prepared to enter the future workforce.

They joined Council for Strong America this week to release a new report highlighting the correlation between high-quality Pre-K and STEM skills.

The analysis also details projections for STEM workforce growth - an area that military and tech business stakeholders said during a Dayton press conference is a major concern. Health and computer technology industries are expected to grow by as much as 37% nationwide in the coming years, they said.

Currently, 65% of eighth graders aren't proficient in math and 60% aren't proficient in science, the report shows. About one-third of college students, meanwhile, require remediation in math or English.

"As a result, employers - both in the private sector and the military - are struggling to find the STEM skilled workforce they need," the authors of the report wrote. "That is why business and military leaders in Ohio are calling on policymakers to invest more in high-quality early education where STEM skills take root."

According to the report, research shows that individuals with early exposure to math have improved abilities in the subject area later on and that early learning supports cognitive abilities as well as social and emotional skills that are beneficial in STEM career fields.

"The young people we will seek to recruit for the military, postsecondary education, and private sector jobs in less than 15 years should be entering pre-K today," former Adjutant General Deborah Ashenhurst said in a statement. "A greater investment in high-quality pre-K will have lasting impact for our children, for Ohio, and for our nation."

**GI Bill:** The president this week signed bipartisan legislation to expand education opportunities to post-9/11 veterans and restore GI Bill benefits to those who attended now-defunct technical colleges.

The bill removes a 15-year time limit on the benefits, allowing veterans and their dependents to use them for life. Among other things, it also extends eligibility for reservists, provides full benefits for Purple Heart recipients and increases GI Bill payments by \$2,300 per year for veterans with less than 12 months of active service.

U.S. Sen. Sherrod Brown (D-Cleveland), who helped draft the measure, applauded its enactment.

In particular, he pushed for provisions that restore benefits to veterans who attended shuttered career technical colleges and alert veterans to schools offering priority enrollment.

"Ohio veterans deserve better than to have the rug pulled out from under them by for-profit colleges," Sen. Brown said in a statement. "This bill is an important step towards rectifying the fraudulent practices of these schools and restoring and expanding the GI benefits our veterans have earned."

The measure also expands eligibility for the Department of Veterans Affairs' Yellow Ribbon Program to spouses and children of service members who died in combat. The program that helps students avoid out-of-pocket college costs above their GI Bill benefits is currently available only to veterans and spouses and children of service members.

**Insurance:** An insurance checklist for college students and their parents is now available from the Department of Insurance.

The checklist details insurance options for illness and injury, dental and eye care, personal protections and liability, renters and vehicles.

"Life away from home is a great opportunity for young adults to learn and grow, but it also presents considerations and challenges," ODI Director Jillian Froment said. "It is important that students and parents conduct an insurance review and consider including an insurance agent in the process."

**Survey:** The Ohio Department of Education is seeking input on proposed updates to Ohio's model curriculum for English and math in grades K-12. An online survey will be open through Sept. 13.

The model curriculum, which is set to go before the State Board of Education for approval this fall, will serve as a guide for teachers to help them better understand the knowledge and skills required under Ohio's Learning Standards - the basis for state tests.

#### **Agency Briefs: RFP Issued For Marijuana Monitoring System; AG; SOS; EPA; BWC; MHAS; DNR**

The state's Medical Marijuana Control Program is seeking a contractor for a system to monitor video surveillance at growers, processors and dispensaries.

The Department of Commerce issued the request for proposals this week as the program's rules, which cleared the Joint Committee on Agency Rule Review at the end of July, were officially filed.

The rules go into effect Sept. 8. They cleared JCARR after a nearly yearlong development process that began following the program's enabling legislation, which went into effect last fall. (See Gongwer Ohio Report, July 31, 2017)

The RFP for the video management system requires one that can accept feeds from any camera operator and allow the state to see inside facilities at any time.

"Given an initial camera population of over 1,000 cameras across an Ohio medical marijuana entity facility population of 100+ facilities, the State requires an efficient means of monitoring camera operational status as well as an efficient path for identifying a particular camera at a particular facility for real-time camera viewing," the state said in its description.

**Attorney General:** Mike DeWine and attorneys general from 49 other states and territories urged Congress to amend the Communications Decency Act of 1996 to clarify that states and local governments can investigate and prosecute facilitators of child sex trafficking wherever they operate, including online.

"The proposed amended language to the Communications Decency Act will help to ensure that citizens and children are effectively protected throughout the entire country,

in all courts," Attorney General DeWine said in a statement. "The intention of the Communications Decency Act is to protect children from indecent material online. It was never intended to place facilitators of child sex trafficking outside the reach of law enforcement."

Courts have interpreted the current language to allow only federal authorities to take action against companies that facilitate sex trafficking. The AGs urged in their letter for the law to be clarified.

**Secretary of State:** Jon Husted announced that all filings required to start or maintain a business in Ohio can now be submitted online. Owners can also submit all Uniform Commercial Code statements and certified search requests through the web, he said.

"Since day one, our office has committed itself to working on behalf of job creators and entrepreneurs to make it easier to start and maintain a business in Ohio," Secretary Husted said in a statement. "By improving the way our office does business, we are helping companies cut costs, save time, and reduce administrative burden so they can focus on providing quality services and products, as well as create jobs."

The secretary's office also announced that 8,800 new entities filed to do business in the state in July, up 1,279 compared to the previous July. A total of 71,979 entities have filed in Ohio this year.

**Ohio EPA:** The agency will hold a public hearing next week to receive comments on proposed water quality standards, including standards covering pesticides, dredged material and E. coli.

The hearing will begin at 10:30 a.m., Wednesday, in the Ohio EPA Conference Center at 50 West Town Street in Columbus.

Written comments can be sent to Rules Coordinator, Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus, Ohio 43216-1049, or emailed to [dsw\\_rulecomments@epa.ohio.gov](mailto:dsw_rulecomments@epa.ohio.gov), through Aug. 23.

**Workers' Compensation:** The bureau announced that seven employers and injured workers who attempted to defraud the agency were convicted in July. The BWC's special investigations department has totaled 90 convictions so far this year.

"Workers' compensation fraud raises the cost of the system for everyone involved," said SID Director Jim Wernecke. "I hope these latest convictions serve as a reminder to those attempting to steal from BWC: We have investigators all over the state. We will find you, bring you to justice and make you repay the funds you illicitly acquired."

**Mental Health and Addiction Services:** The department said it is conducting a needs assessment with treatment providers as part of activities connected to the federal 21<sup>st</sup> Century CURES Act. The department is collecting information on what providers are doing and what needs they have for treating people with opioid-related disorders.

The assessment runs through Sept. 8. Providers who did not receive invitations can contact Laura Potts at [laura.potts@mha.ohio.gov](mailto:laura.potts@mha.ohio.gov).

**Natural Resources:** The department announced it will hold special deer hunts at six state nature preserves across the state. Drawings will be held for the hunts, and entries cost \$5.

### **Governor's Appointments**

**Ohio University Board of Trustees:** Stephen P. Casciani of Delaware (Delaware Co.) for a term beginning Aug. 18 and ending May 13, 2026.

### **Supplemental Agency Calendar**

**Tuesday, August 22**

Public Facilities Commission, 35th Fl., 30 E. Broad St., Columbus, 2 p.m.

**Thursday, August 24**

BWC Board of Directors, Rm. 3, Level 2, 30 W. Spring St., Columbus, 8:30 a.m. (The Investment Committee will meet 8:30 to 10:30 a.m.; the Actuarial Committee 10:30 a.m. to noon; the Medical Services & Safety Committee 1 to 2 p.m.; the Governance Committee 2 to 2:30 p.m.; and the Audit Committee 2:30 to 4 p.m. The Actuarial, Governance and Audit Committee meetings may begin earlier if the preceding meeting adjourns earlier than scheduled.)

**Friday, August 25**

BWC Board of Directors, Rm. 3, Level 2, 30 W. Spring St., Columbus, 8 a.m.

**Monday, August 28**

Southern Ohio Agricultural & Community Development Foundation, 100 S. High St., Hillsboro, 9:30 a.m.

**Wednesday, September 13**

Petroleum Underground Storage Tank Release Compensation Board, Suite 1500, 50 W. Broad St., Columbus, 10 a.m.

**17 S. High St., Suite 630**

**Columbus Ohio 43215**

**Phone: 614-221-1992 | Fax: 614-221-7844 | Email: [gongwer@gongwer-oh.com](mailto:gongwer@gongwer-oh.com)**

**Scott Miller, President | Kent Cahlander, Editor | Melissa Dilley, Mike Livingston, Dustin Ensinger, Jon Reed, Staff Writers**

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## **Daily Activity Planner for Saturday, August 19- Monday, August 21**

### **Legislative Committees**

**Monday, June 4**

**Canceled: Joint Committee on Agency Rule Review-(Committee Record) (Chr.-Duffey, M., 644-6030), Rm. 121, 1:30 p.m.**

### **Agency Calendar**

**Monday, August 21**

**Controlling Board, North Hearing Rm., Senate Bldg., Columbus, 1:30 p.m.**

### **Event Planner**

**Saturday, August 19**

**Ohio Democratic Women's Caucus Luncheon, Hilton Columbus Downtown, 401 N High St., Columbus, 11:30 a.m., (Keynote Speaker is Kathleen Sebelius. For more information contact contact Rachel Rossi (rachel@ohiodems.org))**

**Monday, August 21**

**Sen. Matt Huffman (R-Lima) golf outing fundraiser, Urbana Country Club, 4761 US-36, Urbana, (9:00 am Registration | 10:00 am Shotgun Start | Lunch at the turn on the go | 2:30 pm Short Program. \$1,000 Tournament Sponsor; \$600 Eagle Sponsor; \$200 Hole Sponsor; \$100 Golfer)**

**OHROC Lake Erie Boat Cruise and Reception with Speaker Cliff Rosenberger (R-Clarksville), Rep. Steve Arndt (R-Port Clinton), and Rep. Bill Reineke (R-Fremont), Catawba Island Club, 4235 E. Beach Club Road, Port Clinton, 5:30 p.m., (5:30pm Arrive at Catawba Island Club; 6:00pm Depart on Burger Yacht "Gemini"; 8:00pm Reception. Sponsor: \$5,000; Host: \$2,500; Patron: \$1,000; Guest: \$500 to OHROC)**

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## Event Planner

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### Thursday, August 24

**Sen. Bob Hackett (R-London) golf outing fundraiser, London Country Club, 1199 Spring Valley Rd., London, 9 a.m., (9:00am Registration | 10:00am Shotgun Start. \$1,000 Ace Sponsor, \$700 Eagle Sponsor, \$500 Cart Sponsorship, \$250 Hole Sponsorship, \$150 Cart Sponsorship, \$100 Tee Sponsorship, \$85 Individual to Hackett for Ohio)**

**Hamilton County GOP State Legislators golf outing fundraiser, Glenview Golf Course, 10965 Springfield Pike, Cincinnati, 10 a.m., (\$1500 Sponsor; \$300 Hole Sponsor; \$175 Golfer)**

### Sunday, August 27

**Rep. Theresa Gavarone (R-Bowling Green) shooting fundraiser, Nagle Trucking, 4520 Moline-Martin Road, Walbridge, 1:30 p.m., (Expert: \$250; Sharpshooter: \$100 to Citizens for Gavarone)**

### Monday, August 28

**Rep. Scott Ryan (R-Newark) golf outing fundraiser, Moundbuilders Country Club, 125 N. 33rd Street, Newark, 10 a.m., (10:00am Registration; 11:00am Shotgun Start. Event Sponsor: \$2,500; Food and Beverage Sponsor: \$1,000; Tee Sponsor: \$750; Foursome: \$500; Individual Golfer: \$125; Green Sponsor: \$100 to Citizens for Scott Ryan)**

### Wednesday, August 30

**Rep. Adam Miller (D-Columbus) fundraiser, Condados Downtown, 132 S. High St., Columbus, 5 p.m., (Sponsor: \$500 or Suggested Donation: \$250 to Miller for Ohio)**

**Thursday, August 31**

**Sen. Bill Beagle (R-Tipp City) & Sen. Bob Peterson (R-Sabina) fundraiser, Muirfield Village Country Club, 8715 Memorial Drive, Dublin, 8:30 a.m., (\$500 each committee to Citizens for Bill Beagle and Peterson for Good Government)**  
**Sen. Gayle Manning (R-N. Ridgeville) fundraiser, Willoway Nursery, 4535 Center Rd. (Route 83), Avon, 5:30 p.m., (\$500 Lilac Sponsor - includes 6 tickets; \$400 Hydrangea Sponsor - includes 4 tickets; \$200 Rose Sponsor - includes 2 tickets; \$125 per Couple | \$75 per Person to Committee to Elect Manning)**

**Sunday, September 10**

**Rep. Marlene Anielski (R-Walton Hills) Pig Roast Clam Bake fundraiser, Heidelberg Distributing Company, 9101 E. Pleasant Valley Road, Independence, 2 p.m., (Sponsor: \$1,000; Host: \$500; Couple: \$140; Individual: \$75; Dozen Extra Clams: \$15 to Friends of Marlene B. Anielski)**

**Tuesday, September 12**

**Democratic gubernatorial debate, Martins Ferry High School, 5000 Ayers Limestone Rd., Martins Ferry**  
**House Speaker Cliff Rosenberger (R-Clarksville) fundraiser, Athletic Club, Gold Rm., 136 E. Broad St., Columbus, 5 p.m., (Chair: \$5,000; Sponsor: \$2,500; Host: \$1,000; Guest: \$500 to Committee to Elect Cliff Rosenberger)**

**Wednesday, September 13**

**Rep. Jim Hughes (R-Columbus) fundraiser, Plank's Cafè 743 Parsons Avenue, Columbus, 5 p.m., (Platinum Level - \$2,500; Gold Level - \$1,500; Silver Level - \$1,000; Bronze - \$500 or \$350 per person to Committee for Jim Hughes)**  
**Rep. Mark Romanchuk (R-Mansfield) fundraiser, Little Palace, 240 S. 4th Street, Columbus, 5 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Romanchuk for State Rep)**

**Thursday, September 14**

**Rep. Kirk Schuring (R-Canton) fundraiser, Pro Football Hall of Fame, 2121 George Halas Dr NW, Canton**  
**Sen. John Eklund (R-Chardon) golf outing fundraiser, Kirtland Country Club, 39438 Kirtland Road, Willoughby, 10 a.m., (10:00am Brunch, 11:00am Golf. Friends of John Eklund)**  
**Sen. Kevin Bacon (R-Minerva Park) fundraiser, Cheney residence, 6988 Greensward Road, New Albany, 6 p.m., (\$1,000 Host | \$500 Sponsor | \$250 per Attendee to Citizens for Kevin Bacon)**

### **Friday, September 15**

**Rep. Bob Cupp (R-Lima) golf outing fundraiser, Tamarac Golf Course, 500 N. Stevick Road, Lima, 9 a.m., (9:00am Registration; 10:00am Shotgun Start. Event Sponsor: \$1,000; Tee Sponsor: \$500; Foursome: \$400; Green Sponsor: \$350; Lunch Sponsor: \$250; Individual Golfer: \$125 to Cupp for State Representative Committee)**

### **Monday, September 18**

**Sen. Cliff Hite (R-Findlay) golf outing fundraiser, Eagle Rock Country Club, 211 Carpenter Rd., Defiance, (The Committee to Elect Cliff Hite)**

### **Tuesday, September 19**

**Rep. Tavia Galonski (D-Akron) fundraiser, Westies Gastropub, 940 S. Front Street, Columbus, 5:30 p.m., (Sponsor \$1,000, Host \$500, Friend \$350 to Friends of Tavia Galonski)**

### **Wednesday, September 20**

**Rep. Brian Hill (R-Zanesville) and Rep. Al Landis (R-Dover) fundraiser, OHROC, 21 W. Broad Street, Floor 7, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Brian D. Hill for State Representative and/or Friends for Allen Landis)**

**Rep. Andy Thompson (R-Marietta) and Rep. Wes Goodman (R-Cardington) fundraiser, The Keep, 50 W. Broad Street, Columbus, 5 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Andy Thompson for State Representative and/or Friends of Wes Goodman)**

### **Thursday, September 21**

**Republican Senate Campaign Committee fundraiser, Basil's on Market, 312 N Patterson Boulevard, Dayton, 5:30 p.m., (\$5,000 Event Chair | \$2,500 Event Co-Chair | \$1,500 Event Sponsor | \$1,000 Event Host | \$500 Individual to RSCC)**

### **Monday, September 25**

**Rep. Gary Scherer (R-Circleville) golf outing fundraiser, Cooks Creek Golf Club, 16405 U.S. Highway 23, Ashville, 11 a.m., (11:00am Registration and Lunch; 12:00pm Shotgun Start. Event Sponsor: \$1,500; Green Sponsor: \$750; Foursome: \$500; Individual Golfer: \$125; Hole Sponsor: \$100 to Friends of Gary Scherer)**  
**Sen. Frank LaRose (R-Hudson) golf outing fundraiser, Firestone Country Club, 452 East Warner Road, Akron, 11:30 a.m., (Lunch & Range Time 11:30am. Tee times starting at 1:05pm. \$300 Lunch Only | \$1,000 Lunch and Golf to LaRose for Ohio)**

### **Thursday, September 28**

**Sen. President Larry Obhof (R-Medina) shotgun and pig roast fundraiser, Hill'n Dale Club, 3605 Poe Road, Medina, 2 p.m., (2:30-3:00pm - Sign in/Registration/ Meet and greet with Senator Obhof in the Hill'n Dale Lodge; 3:00 pm - Clay Shooting: 5-Stand with Group or Optional Course on your Own. 5:00-6:00pm - Dinner. \$500 Distinguished Expert/Station Sponsor: \$250 Sharp Shooter: \$150 First Class: \$100 Marksman: \$75 Sponsor to Citizens for Obhof)**

**Friday, September 29**

**Sen. Joe Uecker (R-Loveland) Day at the Races fundraiser, Belterra, 6301 Kellogg Rd., Cincinnati, 12:30 p.m., (11:30am Park Opens | 12:30pm Lunch | 1:45pm Live Racing Begins. \$1500 Triple Crown | \$1,000 Champion | \$750 Winner's Circle | \$500 Thoroughbred | \$250 Jockey Club | \$100 per Attendee The Committee to Elect Joe Uecker)**

**Sunday, October 1**

**Sen. Bob Peterson (R-Sabina) fall fest fundraiser, Peterson Farm, 5564 Grassy Branch Rd., Sabina, 4 p.m., (\$25 per Person or \$50 per Family to Peterson for Good Government)**

**Monday, October 2**

**OHROC Chairman's Cup golf outing fundraiser**

**Wednesday, October 4**

**Sen. Troy Balderson (R-Zanesville) & Sen. Stephanie Kunze (R-Hilliard) fundraiser, Muirfield Village Country Club, 8715 Memorial Drive, Dublin, 8:30 a.m., (\$500 each committee to Troy Balderson for State Senate and Citizens for Stephanie Kunze)**

**Thursday, October 5**

**Sen. Louis Terhar (R-Cincinnati) fundraiser, Schilderink residence, 9675 Cunningham Road, Cincinnati, 6 p.m., (\$2,500 Event Sponsor | \$1,000 Sponsor | \$500 Host | \$250 Couple | \$200 Individual to Friends of Lou Terhar)**

**Sunday, October 8**

**Republican gubernatorial candidate forum, Genoa Baptist Church, 7562 Lewis Center Rd., Westerville, 7 p.m., (Sponsored by Citizens for Community Values and Salem Media of Ohio)**

**Wednesday, October 11**

**Rep. Terry Johnson (R-McDermott) fundraiser, Oliver's, 26 N. High Street, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Terry Johnson for State Rep)**

**Speaker Cliff Rosenberger (R-Clarksville) fundraiser, Athletic Club of Columbus - Gold Room, 136 E. Broad Street, Columbus, 5 p.m., (Chair: \$2,500; Host: \$1,000; Sponsor: \$500 to Committee to Elect Cliff Rosenberger)**

**Sen. Lou Terhar (R-Cincinnati) fundraiser, Fleming residence, 2374 Brixton Road, Columbus, 5:30 p.m., (\$2,500 Event Sponsor | \$1,000 Sponsor | \$500 Host | \$250 Couple | \$200 Individual to Friends of Lou Terhar)**

### **Friday, October 13**

**OSBA Law & Media Conference, Ohio State Bar Association, 1700 Lake Shore Dr., Columbus, 9:30 a.m., (Registration at 8:30 a.m. For more information contact Halle Malcomb, [hmalcomb@ohiobar.org](mailto:hmalcomb@ohiobar.org))**

### **Tuesday, October 17**

**Republican Senate Campaign Committee pig roast fundraiser, Land Grant Brewery, 424 W. Town St., Columbus, 5 p.m., (\$10,000 Whole Hog Sponsor | \$5,000 Half Hog Sponsor | \$2,500 Loin Sponsor | \$1000 Bacon Sponsor | \$500 per Attendee to RSCC)**

### **Wednesday, October 18**

**Sen. Stephanie Kunze (R-Hilliard) fundraiser, Scioto Country Club, 2196 Riverside Dr., Columbus, 5:30 p.m., (Event Sponsor \$1000, Event Host \$500, \$150 per couple, \$100 per individual to Citizens for Stephanie Kunze)**

### **Thursday, October 19**

**Sen. Bill Beagle (R-Tipp City) shooting fundraiser, Vandalia Range and Armory, 100 Corp Center Drive, Vandalia, 5:30 p.m., (Please make checks payable to Citizens for Bill Beagle)**

### **Wednesday, November 1**

**Rep. Craig Riedel (R-Defiance) and Rep. Kristina Roegner (R-Hudson) fundraiser, Due Amici, 67 E. Gay Street, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Citizens to Elect Craig Riedel and/or Kristina Daley Roegner for Ohio)**

### **Wednesday, November 29**

**Ohio House Republican Organizing Committee fundraiser, Athletic Club of Columbus - Gold Room, 136 E. Broad Street, Columbus, 5 p.m., (Chair: \$2,500; Host: \$1,000; Sponsor: \$500 to OHROC)**

### **Wednesday, February 28**

**Ohio Cable Telecommunications Association Legislative Luncheon, Renaissance Hotel, 50 N. 3rd St., Columbus, 12 p.m.**

**Monday, June 4**

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**Ohio Cable Telecommunications Association Golf Outing, The Lakes, 6740  
Worthington Rd., Westerville**

**Ohio Cable Telecommunications Association Golf Outing, The Lakes, 6740  
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## OHIO REPORT FRIDAY, AUGUST 18

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**Reducing Regulations Among Legislative Priorities For Fall**

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## Volume #86, Report #160 -- Friday, August 18, 2017

### Reducing Regulations Among Legislative Priorities For Fall

With the biennial budget, veto overrides notwithstanding, in the rearview mirror, Senate President Larry Obhof hopes his chamber will work on legislation designed to make life easier for businesses.

One way the Medina Republican plans to do that is not by adding new laws, but by removing or simplifying old ones.

"We'll focus on getting government red tape and regulation out of the way and hopefully continue to build our economy and build off the improvements we've made the last few years," Sen. Obhof said this week.



Sen. Obhof

One of the priorities for the Senate Republicans leader includes finding bits of regulation that are burdensome for business and aren't working the way they're supposed to. He said he wanted each member of his caucus to find examples of failing regulation and work to fix them, whether by eliminating language or streamlining it.

"We talk a lot on the campaign trail, both parties do, about getting red tape and regulations out of the way," he said. "When you get to work, people start to pass new laws and regulations."

"We ought to all go out and find one example of something that's not working right and get rid of it," he continued. "They don't have to be big things, necessarily, but the more things like that that we do, you're slowly but surely making it easier for some small business owners."

Even if the change doesn't affect every Ohioan, he said, it could be significant for the few it does affect.

"I think we're going to be pretty serious this fall about trying to get rid of parts of the Ohio Revised Code, scale them back, make them easier to understand, easier to read, removing some of the hurdles government has put in the way of our job creators," he said.

Other priorities for the fall include economic development, the opioid crisis and workforce development, he said.

The Senate will be in session Tuesday, with the agenda expected to focus heavily on budget veto overrides. More override votes are possible in September, Sen. Obhof said.

The chamber will also see some committee action Tuesday, including the Senate Health, Human Services and Medicaid Committee, which will hear a bill (SB 164) to ban abortions based on a Down syndrome diagnosis.

On the House side, the post-budget plan is still in the works, said Brad Miller, a spokesman for Speaker Cliff Rosenberger (R-Clarksville).

"Legislative priorities for the fall are still under consideration and will be the product of conversations and input between the Speaker and members of the caucus," Mr. Miller said in an email.

Some of the House's work could stem from the speaker's task forces, some of which have begun their work, including one on education and poverty (See Gongwer Ohio Report, July 17, 2017) and another on Alzheimer's and dementia (See Gongwer Ohio Report, August 8, 2017).

### **High Court Sets Oral Arguments In Abortion Cases**

The state's highest court will hear two high-profile abortion cases in September, including one that has triggered calls for a justice's recusal.

Both cases stem from abortion-related provisions in the 2014-15 state budget (HB59 130<sup>th</sup> General Assembly).

The first case, set to be heard on Sept. 12, was brought to the high court by the Department of Health, which has defended the constitutionality of restrictions imposed on a Toledo abortion clinic. (Docket)

The case is the result of a 2014 department decision to shutter the city's last abortion clinic, Capital Care Network of Toledo, after it determined a patient transfer agreement it had inked with an Ann Arbor hospital ran afoul of state law because the facility was not "local."

However, both the Lucas County Common Pleas Court and the Sixth District Court of Appeals sided with the clinic, which has remained open.

ODH argues that the decision to shutter the clinic was lawful, the one-subject rule was not violated by placing the requirement in the budget, the clinic did not raise an "undue burden" challenge and the ambulatory requirement is constitutional.

The "undue burden" standard, which was used by the lower courts to strike down the requirement, was created by the U.S. Supreme Court in the case of *Planned Parenthood v. Casey*.

However, ODH argues that the high court should not view the case through that lens because the clinic did not raise the issue.

"The court should vacate the undue burden holding and set the issue aside, as the clinic never raised such a challenge. And as part of not raising it as a legal issue, the clinic also never presented any factual evidence to meet its burden to overcome the law," ODH wrote in a court filing.

"Vacating the holding still allows this clinic or any other abortion clinic to raise an undue burden challenge in a separate case, and indeed, at least two clinics are doing so in a federal case."

Among the clinic's arguments are that the 2013 budget violated the single-subject rule, that the provision amounts to an undue burden and that it is unconstitutional.

"The three transfer agreement provisions were introduced late in the legislative process as riders to the budget bill with little or no opportunity for public debate. At the end of the state budget process Ohio legislators buried controversial anti-abortion provisions in the several thousand pages of a budget bill that was sure to pass," the brief reads.

"The written transfer agreement provisions, which are inherently controversial and of significant constitutional import, were not debated and approved during a fair and open legislative process. HB59 frustrates the single-subject rule's purpose of preventing logrolling and ensuring 'a more orderly and fair legislative process.'"

The case already stirred controversy after Justice Sharon Kennedy spoke at a Greater Toledo Right to Life event in March. That led NARAL Pro-Choice Ohio to unsuccessfully call on her to recuse herself in the case.

This week, Capital Care attorney Jennifer Branch made an official request for Justice Kennedy's recusal in a filing with the court.

"Since this court accepted jurisdiction in this case, Justice Kennedy's impartiality in deciding this case involving an abortion provider has been reasonably questioned by various Ohioans due to her connections to anti-abortion and pro-life organizations," the attorney wrote.

ProgressOhio also filed an ethics complaint against Justice Kennedy that was recently dismissed.

The second case, slated for oral arguments on Sept. 26, was also brought forward by the state after two lower courts found a Cleveland-based clinic had standing to sue over several abortion-related provisions in the budget bill. (Docket)

Along with the transfer agreement provision, Preterm-Cleveland has also taken issue with a ban on public hospitals from entering into those agreements and a requirement that doctors inform pregnant women about a detectable heartbeat.

"Preterm's change of conduct to avoid running afoul of these new requirements constitutes injury-in-fact for standing purposes, traceable to the enactment of HB59," its brief reads. "Its requested relief - an order declaring that HB59 violates the one-subject rule and severing and enjoining the provisions it has shown create disunity - will redress Preterm's injury and cure the identified constitutional defect."

The state, however, argues that the abortion clinic does not have standing to sue because it has not been able to demonstrate that it has been injured by the budget provisions.

"Ohio's Constitution allows courts to hear only justiciable controversies involving parties with standing, so relaxing the rules is unconstitutional. Applying the rules here is straightforward: Preterm must show standing as to each provision it challenges, and it fails on all counts," the state's brief reads.

### **Few Districts Meet Recommendation To Delay Start Of School Day**

Most students heading back to school over the next few weeks won't be reporting to first period any later than in past years, despite district attempts to accommodate research that shows later start times can be beneficial to student health.

Various districts throughout the state report studying later start times in the last few years, but a recent accounting of states where schools have made changes doesn't include Ohio.

Schools in at least 19 states delayed starting bell times for the new academic year, according to a Start School Later report. They include a handful of schools in the surrounding states of Michigan, Pennsylvania, and Indiana.

"Every year we see more and more schools delaying bell times to improve student sleep, health, and learning," Start School Later Executive Director Terra Ziporyn Snider said. "Not all of them will be starting middle and high schools at 8:30 or later, as health professionals recommend, but they are moving to schedules that are healthier and safer for many more students."

The American Academy of Pediatrics, National PTA, American Medical Association, the Centers for Disease Control and Prevention, the National Association of School Nurses, and the Society of Pediatric Nurses are among the groups backing later start times.

Although Ohio doesn't keep track of when districts are starting the day, Start School Later has determined that about 7:30 a.m. is the most common time for middle and high school students to head to first period. The national average is 7:59 a.m., according to the CDC.

Those times conflict with research that shows students, particularly teens, get their best sleep between 11 p.m. and 8 a.m.

Stacy Simera, a spokeswoman for Start School Later, said students who lack sleep are more likely to be obese, have trouble focusing in school, suffer sports injuries, be involved in car accidents, and become addicted to drugs, among other issues.

The connection between additional sleep for teens and improved health and academic outcomes has caught the attention of district leaders, but resulting changes to bell schedules in Ohio have been few and far between. Districts often point to increased costs as the reason for maintaining the status quo.

Olentangy Local School District, which is the seventh largest district the state, is among those that studied the possibility of later start times over the last few years, but chose not to move forward with them. It announced over the summer that changes would require purchasing an additional 141 school buses at a cost of \$12.5 million and adding \$7.8 million in annual operating costs.

Like others who've looked into making moves, the district also determined that parents of elementary students don't support earlier start times for their students so that later middle and high school times can be accommodated.

Bus schedules and concerns about child care "are two of the principal challenges in terms of trying to move the start times," said Tom Ash, director of governmental relations for the Buckeye Association of School Administrators.

"You have districts that, in order to economize (busing), have what are known as double, triple and even quadruple runs, so they might even be serving two, three or four schools with kids of different ages," he said. "So that becomes an issue."

Mr. Ash said districts aren't dismissing the research on earlier start times, they're just simply running into roadblocks to implement them.

There are districts that have modified start times without increased costs, though, Ms. Simera contended. If there are costs, she said that they shouldn't be a deal breaker.

"Not only can every school afford healthy start times, schools can no longer afford not to. As an Ohio taxpayer and mental health clinician, it concerns me that we are ignoring such low-hanging fruit in fighting two Ohio-specific epidemics: obesity and substance abuse - both of which are correlated with chronic deficient sleep," she said.

"While we know there are many factors involved in obesity and substance abuse, we should certainly address one of the known factors that we can greatly influence - namely healthy sleep."

According to Start School Later, districts that have pushed back start times without incurring additional costs include Hudson, Dublin, Kenston, and Perrysburg schools.

Westlake and Parma schools also pushed back start times when they eliminated busing for high school students.

### **Ohio Unemployment Rate Moves Up To 5.2%**

The biggest increases occurred in leisure and hospitality (+5,200), local government (+3,900) and financial activities (+1,200) sectors. July's biggest losses were in goods-producing industries (-2,700) and business services (-2,400).

Over the last 12 months, Ohio added 47,500 jobs, led by private service providers (37,700) and construction (5,900), ODJFS reported. The larger drops occurred in trade, transportation, and utilities (-4,900) and durable goods manufacturing (-1,800).

Rea S. Hederman Jr., executive vice president at the Buckeye Institute, said that along with the labor market dip, Ohioans stopped looking for work as labor force participation fell to national levels at 62.9%.

"In addition, private sector job opportunities continued the stream of bad news, with 2,500 fewer private sector jobs in July compared to June," he said.

"Overall, the Ohio July jobs report is a sober one," Mr. Hederman said. "While one month of data can be a statistical anomaly, policymakers should begin considering measures to increase economic opportunities in Ohio's private sector."

Policy Matters Ohio observed that without the growth in public sector jobs, the state would have lost positions last month. The group reiterated its criticisms of GOP tax policies in recent years.

"State tax giveaways to corporations and the wealthy have not produced the promised job growth. Instead, we have lost the revenue we need to invest in policies like need-based college financial aid that help build the middle class," PMO researcher Hannah Halbert said. "Federal policymakers would be well-served by studying Ohio's performance before implementing tax changes that overwhelmingly benefit the wealthiest in the nation."

### **Roegner Announces Senate Bid; Buckeye Institute Opines On Potential Veto Overrides...**

Rep. Kristina Roegner announced her intent to run for the Senate seat currently occupied by term-limited Sen. Frank LaRose.

The Hudson Republican, who is term limited in the House, said her goals if elected to the Senate would be much the same as her priorities in her current seat representing the 37<sup>th</sup> House District.

"It would absolutely be the same as it's been in the House," she said. "Continue to help set a stage that's inviting to businesses in Ohio and that includes regulatory reform which I've done a lot of in individual industries."

Making the tax climate more competitive with other states by lowering taxes and strengthening the education system would also be priorities, the representative said. So too would be legislation like her pending cosmetology bill (HB 189) which she said would "make it easier and smoother for people to get jobs and not jump through so many hurdles in government."

"I'm going to continue the work we've started and continue that onto the Senate," she said. "I want to make sure government doesn't waste taxpayer dollars. If we can spend taxpayer dollars smarter and get more for it that's what we need to do."

The 27<sup>th</sup> Senate District encompasses all of Wayne County and parts of Summit and Stark. Other incumbent House members whose districts align with that district include term-limited Rep. Marilyn Slaby and freshman Rep. Scott Wiggam.

Rep. Roegner reported receiving \$78,000 since January in her recent semiannual report, leaving her with about \$78,700 in cash on hand.

**Veto Overrides:** The Buckeye Institute is weighing in on several outstanding budget veto overrides the Senate may take up next week.

Senators are expected to return Tuesday to consider some of the 11 overrides the House approved in July. How many overrides and which specifically the chamber will choose to take up isn't clear. (See Gongwer Ohio Report, August 16, 2017)

Among overrides the Institute is urging senators to approve are the governor's vetoes of the Healthy Ohio waiver and of language creating legislative oversight of Medicaid spending increases.

But the group is asking senators to let stand the governor's veto on the Medicaid managed care sales tax replacement plan.

"We agree with Gov. Kasich's veto of the proposed replacement for local Medicaid sales tax revenues and we were disappointed that the Ohio House overrode the governor's veto," said Greg Lawson, an institute research fellow. "This proposal is a tax on insurance plans and as with most government taxes, it is highly unlikely that this new tax will be 'temporary.' It is time for local governments to go to their voters and convince them of the need to raise local taxes for local services rather than blaming Columbus for their inability to spend wisely."

**Issue 2:** Proponents of the controversial Issue 2 - also known as the "Drug Price Relief Act" - praised ballot language approved by the Ballot Board Thursday.

Yes on Issue 2 and its counterpart, Ohioans Against the Deceptive Rx Ballot Issue, negotiated compromise ballot language that the board then signed off on with little discussion.(See Gongwer Ohio Report, August 17, 2017)

Both sides said the language presented an accurate description of the November ballot issue, which would prohibit the state from purchasing prescription drugs for prices beyond what the U.S. Department of Veterans Affairs pays.

"Voters in Ohio are well-informed, smart and angry at the greedy drug companies that have been price-gouging the sick and suffering, and putting profits before patients," said Dennis Willard, a spokesman for the proponents. "The language is simple and straightforward just like our plan to lower drug prices for 4 million Ohioans and save taxpayers \$400 million a year."

Opponents claim the statute, if adopted by voters, would actually drive the cost of drugs higher.

#### **OSU Study: \$152M In Lost Property Value Thanks To Algal Blooms...**

Harmful algal blooms in Ohio have cost homeowners \$152 million in lost property value over the last six years, according to researchers.

That figure comes from a new Ohio State University study that examined the financial impacts of blooms in Buckeye Lake and Grand Lake St. Marys. A second study quantified the financial impact of blooms to sport fishing revenue generated by Lake Erie.

OSU bills the reports, published respectively in *Ecological Economics* and the *Journal of Environmental Management* as the first of their kind to put a dollar figure on the impact of algae. Researchers said they hope the studies will equip lawmakers with new information to create adequate algae prevention and cleanup resources.

"Our biggest takeaway is that efforts to prevent and mitigate algal blooms have real, tangible benefits for Ohioans, including property values," said Allen Klaiber, associate professor of agricultural, environmental and development economics at OSU.

The first study examines property values in the two interior lakes, finding that total values fell \$152 million from 2009-2015. Sales prices for homes within one-third of a mile from the lake fell 11-17% while adjacent homes saw prices dropping more than 22%, the report found.

In Buckeye Lake the drop was more severe, with the loss of \$101 million in home sales over six years. Grand Lake St. Marys saw a \$51 million loss.

Regarding Lake Erie, which fuels a \$1.7 billion tourism industry, simulations showed a "moderate" bloom would result in a 10-13% decrease in fishing license sales within 12 miles of the lake.

A severe bloom, akin to what occurred in 2011, would lead to 3,600 fewer licenses sold and as much as \$5.6 million in lost revenue in a single summer, the researchers determined.

**Governor Appointment Reaction:** The Ohio Environmental Council praised Gov. John Kasich's recent appointment of Sarah Spence to the Public Benefits Advisory Board. Ms. Spence is OEC's director of government affairs and was appointed this week.

"The board works with the director of the development services agency to ensure energy services are provided to low-income consumers in Ohio in an affordable manner," said Aryeh Alex, the OEC's vice president of public affairs. "Sarah is the right person for the job, and will add a strong environmental voice to the governor's administration."

**Rover:** A cease-and-desist order from the government of West Virginia was recently lifted, clearing the Rover Pipeline project to continue. That's over the objections of environmental groups who argue the project is harming the environment.

Meanwhile, a new *Bloomberg* analysis determined that the Rover project has set a new record for environmental violations. The publication determined the project, since its approval in February, has racked up more violations than any other major interstate natural gas pipeline built in the last two years.

Rover filings showed 104 negative inspection reports, according to *Bloomberg*. The next closest was the Williams' Virginia Southside Expansion which reported 26 violations.

To be fair, the 710-mile Rover is a longer pipeline than other projects included in the analysis. Still, the next longest - the 515-mile Enbridge Sabal Trail - reported 18 violations.

Energy Transfer Partners, the company behind the project, said it is working with regulatory agencies at all levels to meet safety and environmental regulations. But friction continues between the company, opponents and regulatory agencies in Ohio and beyond. (See Gongwer Ohio Report, August 7, 2017)

### **Report Links STEM Skills, Quality Pre-K; President Approves GI Bill Expansion...**

Business and military leaders are calling on state leaders to focus on early childhood education to ensure students are better prepared to enter the future workforce.

They joined Council for Strong America this week to release a new report highlighting the correlation between high-quality Pre-K and STEM skills.

The analysis also details projections for STEM workforce growth - an area that military and tech business stakeholders said during a Dayton press conference is a major concern. Health and computer technology industries are expected to grow by as much as 37% nationwide in the coming years, they said.

Currently, 65% of eighth graders aren't proficient in math and 60% aren't proficient in science, the report shows. About one-third of college students, meanwhile, require remediation in math or English.

"As a result, employers - both in the private sector and the military - are struggling to find the STEM skilled workforce they need," the authors of the report wrote. "That is why business and military leaders in Ohio are calling on policymakers to invest more in high-quality early education where STEM skills take root."

According to the report, research shows that individuals with early exposure to math have improved abilities in the subject area later on and that early learning supports cognitive abilities as well as social and emotional skills that are beneficial in STEM career fields.

"The young people we will seek to recruit for the military, postsecondary education, and private sector jobs in less than 15 years should be entering pre-K today," former Adjutant General Deborah Ashenhurst said in a statement. "A greater investment in high-quality pre-K will have lasting impact for our children, for Ohio, and for our nation."

**GI Bill:** The president this week signed bipartisan legislation to expand education opportunities to post-9/11 veterans and restore GI Bill benefits to those who attended now-defunct technical colleges.

The bill removes a 15-year time limit on the benefits, allowing veterans and their dependents to use them for life. Among other things, it also extends eligibility for reservists, provides full benefits for Purple Heart recipients and increases GI Bill payments by \$2,300 per year for veterans with less than 12 months of active service.

U.S. Sen. Sherrod Brown (D-Cleveland), who helped draft the measure, applauded its enactment.

In particular, he pushed for provisions that restore benefits to veterans who attended shuttered career technical colleges and alert veterans to schools offering priority enrollment.

"Ohio veterans deserve better than to have the rug pulled out from under them by for-profit colleges," Sen. Brown said in a statement. "This bill is an important step towards rectifying the fraudulent practices of these schools and restoring and expanding the GI benefits our veterans have earned."

The measure also expands eligibility for the Department of Veterans Affairs' Yellow Ribbon Program to spouses and children of service members who died in combat. The program that helps students avoid out-of-pocket college costs above their GI Bill benefits is currently available only to veterans and spouses and children of service members.

**Insurance:** An insurance checklist for college students and their parents is now available from the Department of Insurance.

The checklist details insurance options for illness and injury, dental and eye care, personal protections and liability, renters and vehicles.

"Life away from home is a great opportunity for young adults to learn and grow, but it also presents considerations and challenges," ODI Director Jillian Froment said. "It is important that students and parents conduct an insurance review and consider including an insurance agent in the process."

**Survey:** The Ohio Department of Education is seeking input on proposed updates to Ohio's model curriculum for English and math in grades K-12. An online survey will be open through Sept. 13.

The model curriculum, which is set to go before the State Board of Education for approval this fall, will serve as a guide for teachers to help them better understand the knowledge and skills required under Ohio's Learning Standards - the basis for state tests.

#### **Agency Briefs: RFP Issued For Marijuana Monitoring System; AG; SOS; EPA; BWC; MHAS; DNR**

The state's Medical Marijuana Control Program is seeking a contractor for a system to monitor video surveillance at growers, processors and dispensaries.

The Department of Commerce issued the request for proposals this week as the program's rules, which cleared the Joint Committee on Agency Rule Review at the end of July, were officially filed.

The rules go into effect Sept. 8. They cleared JCARR after a nearly yearlong development process that began following the program's enabling legislation, which went into effect last fall. (See Gongwer Ohio Report, July 31, 2017)

The RFP for the video management system requires one that can accept feeds from any camera operator and allow the state to see inside facilities at any time.

"Given an initial camera population of over 1,000 cameras across an Ohio medical marijuana entity facility population of 100+ facilities, the State requires an efficient means of monitoring camera operational status as well as an efficient path for identifying a particular camera at a particular facility for real-time camera viewing," the state said in its description.

**Attorney General:** Mike DeWine and attorneys general from 49 other states and territories urged Congress to amend the Communications Decency Act of 1996 to clarify that states and local governments can investigate and prosecute facilitators of child sex trafficking wherever they operate, including online.

"The proposed amended language to the Communications Decency Act will help to ensure that citizens and children are effectively protected throughout the entire country,

in all courts," Attorney General DeWine said in a statement. "The intention of the Communications Decency Act is to protect children from indecent material online. It was never intended to place facilitators of child sex trafficking outside the reach of law enforcement."

Courts have interpreted the current language to allow only federal authorities to take action against companies that facilitate sex trafficking. The AGs urged in their letter for the law to be clarified.

**Secretary of State:** Jon Husted announced that all filings required to start or maintain a business in Ohio can now be submitted online. Owners can also submit all Uniform Commercial Code statements and certified search requests through the web, he said.

"Since day one, our office has committed itself to working on behalf of job creators and entrepreneurs to make it easier to start and maintain a business in Ohio," Secretary Husted said in a statement. "By improving the way our office does business, we are helping companies cut costs, save time, and reduce administrative burden so they can focus on providing quality services and products, as well as create jobs."

The secretary's office also announced that 8,800 new entities filed to do business in the state in July, up 1,279 compared to the previous July. A total of 71,979 entities have filed in Ohio this year.

**Ohio EPA:** The agency will hold a public hearing next week to receive comments on proposed water quality standards, including standards covering pesticides, dredged material and E. coli.

The hearing will begin at 10:30 a.m., Wednesday, in the Ohio EPA Conference Center at 50 West Town Street in Columbus.

Written comments can be sent to Rules Coordinator, Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus, Ohio 43216-1049, or emailed to [dsw\\_rulecomments@epa.ohio.gov](mailto:dsw_rulecomments@epa.ohio.gov), through Aug. 23.

**Workers' Compensation:** The bureau announced that seven employers and injured workers who attempted to defraud the agency were convicted in July. The BWC's special investigations department has totaled 90 convictions so far this year.

"Workers' compensation fraud raises the cost of the system for everyone involved," said SID Director Jim Wernecke. "I hope these latest convictions serve as a reminder to those attempting to steal from BWC: We have investigators all over the state. We will find you, bring you to justice and make you repay the funds you illicitly acquired."

**Mental Health and Addiction Services:** The department said it is conducting a needs assessment with treatment providers as part of activities connected to the federal 21<sup>st</sup> Century CURES Act. The department is collecting information on what providers are doing and what needs they have for treating people with opioid-related disorders.

The assessment runs through Sept. 8. Providers who did not receive invitations can contact Laura Potts at [laura.potts@mha.ohio.gov](mailto:laura.potts@mha.ohio.gov).

**Natural Resources:** The department announced it will hold special deer hunts at six state nature preserves across the state. Drawings will be held for the hunts, and entries cost \$5.

## **Governor's Appointments**

**Ohio University Board of Trustees:** Stephen P. Casciani of Delaware (Delaware Co.) for a term beginning Aug. 18 and ending May 13, 2026.

## **Supplemental Agency Calendar**

**Tuesday, August 22**

Public Facilities Commission, 35th Fl., 30 E. Broad St., Columbus, 2 p.m.

**Thursday, August 24**

BWC Board of Directors, Rm. 3, Level 2, 30 W. Spring St., Columbus, 8:30 a.m. (The Investment Committee will meet 8:30 to 10:30 a.m.; the Actuarial Committee 10:30 a.m. to noon; the Medical Services & Safety Committee 1 to 2 p.m.; the Governance Committee 2 to 2:30 p.m.; and the Audit Committee 2:30 to 4 p.m. The Actuarial, Governance and Audit Committee meetings may begin earlier if the preceding meeting adjourns earlier than scheduled.)

**Friday, August 25**

BWC Board of Directors, Rm. 3, Level 2, 30 W. Spring St., Columbus, 8 a.m.

**Monday, August 28**

Southern Ohio Agricultural & Community Development Foundation, 100 S. High St., Hillsboro, 9:30 a.m.

**Wednesday, September 13**

Petroleum Underground Storage Tank Release Compensation Board, Suite 1500, 50 W. Broad St., Columbus, 10 a.m.

**17 S. High St., Suite 630**

**Columbus Ohio 43215**

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**Scott Miller, President | Kent Cahlander, Editor | Melissa Dilley, Mike Livingston, Dustin Ensinger, Jon Reed, Staff Writers**

**Click the # after a bill number to create a saved search and email alert for that bill.**

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## **Daily Activity Planner for Saturday, August 19- Monday, August 21**

### **Legislative Committees**

**Monday, June 4**

**Canceled: Joint Committee on Agency Rule Review (Committee Record) (Chr. Duffey, M., 644-6030), Rm. 121, 1:30 p.m.**

### **Agency Calendar**

**Monday, August 21**

**Controlling Board, North Hearing Rm., Senate Bldg., Columbus, 1:30 p.m.**

### **Event Planner**

**Saturday, August 19**

**Ohio Democratic Women's Caucus Luncheon, Hilton Columbus Downtown, 401 N High St., Columbus, 11:30 a.m., (Keynote Speaker is Kathleen Sebelius. For more information contact contact Rachel Rossi (rachel@ohiodems.org))**

**Monday, August 21**

**Sen. Matt Huffman (R-Lima) golf outing fundraiser, Urbana Country Club, 4761 US-36, Urbana, (9:00 am Registration | 10:00 am Shotgun Start | Lunch at the turn on the go | 2:30 pm Short Program. \$1,000 Tournament Sponsor; \$600 Eagle Sponsor; \$200 Hole Sponsor; \$100 Golfer)**

**OHROC Lake Erie Boat Cruise and Reception with Speaker Cliff Rosenberger (R-Clarksville), Rep. Steve Arndt (R-Port Clinton), and Rep. Bill Reineke (R-Fremont), Catawba Island Club, 4235 E. Beach Club Road, Port Clinton, 5:30 p.m., (5:30pm Arrive at Catawba Island Club; 6:00pm Depart on Burger Yacht "Gemini"; 8:00pm Reception. Sponsor: \$5,000; Host: \$2,500; Patron: \$1,000; Guest: \$500 to OHROC)**

**17 S. High St., Suite 630**

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## Event Planner

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### Thursday, August 24

**Sen. Bob Hackett (R-London) golf outing fundraiser, London Country Club, 1199 Spring Valley Rd., London, 9 a.m., (9:00am Registration | 10:00am Shotgun Start. \$1,000 Ace Sponsor, \$700 Eagle Sponsor, \$500 Cart Sponsorship, \$250 Hole Sponsorship, \$150 Cart Sponsorship, \$100 Tee Sponsorship, \$85 Individual to Hackett for Ohio)**

**Hamilton County GOP State Legislators golf outing fundraiser, Glenview Golf Course, 10965 Springfield Pike, Cincinnati, 10 a.m., (\$1500 Sponsor; \$300 Hole Sponsor; \$175 Golfer)**

### Sunday, August 27

**Rep. Theresa Gavarone (R-Bowling Green) shooting fundraiser, Nagle Trucking, 4520 Moline-Martin Road, Walbridge, 1:30 p.m., (Expert: \$250; Sharpshooter: \$100 to Citizens for Gavarone)**

### Monday, August 28

**Rep. Scott Ryan (R-Newark) golf outing fundraiser, Moundbuilders Country Club, 125 N. 33rd Street, Newark, 10 a.m., (10:00am Registration; 11:00am Shotgun Start. Event Sponsor: \$2,500; Food and Beverage Sponsor: \$1,000; Tee Sponsor: \$750; Foursome: \$500; Individual Golfer: \$125; Green Sponsor: \$100 to Citizens for Scott Ryan)**

### Wednesday, August 30

**Rep. Adam Miller (D-Columbus) fundraiser, Condados Downtown, 132 S. High St., Columbus, 5 p.m., (Sponsor: \$500 or Suggested Donation: \$250 to Miller for Ohio)**

**Thursday, August 31**

**Sen. Bill Beagle (R-Tipp City) & Sen. Bob Peterson (R-Sabina) fundraiser, Muirfield Village Country Club, 8715 Memorial Drive, Dublin, 8:30 a.m., (\$500 each committee to Citizens for Bill Beagle and Peterson for Good Government)**  
**Sen. Gayle Manning (R-N. Ridgeville) fundraiser, Willoway Nursery, 4535 Center Rd. (Route 83), Avon, 5:30 p.m., (\$500 Lilac Sponsor - includes 6 tickets; \$400 Hydrangea Sponsor - includes 4 tickets; \$200 Rose Sponsor - includes 2 tickets; \$125 per Couple | \$75 per Person to Committee to Elect Manning)**

**Sunday, September 10**

**Rep. Marlene Anielski (R-Walton Hills) Pig Roast Clam Bake fundraiser, Heidelberg Distributing Company, 9101 E. Pleasant Valley Road, Independence, 2 p.m., (Sponsor: \$1,000; Host: \$500; Couple: \$140; Individual: \$75; Dozen Extra Clams: \$15 to Friends of Marlene B. Anielski)**

**Tuesday, September 12**

**Democratic gubernatorial debate, Martins Ferry High School, 5000 Ayers Limestone Rd., Martins Ferry**  
**House Speaker Cliff Rosenberger (R-Clarksville) fundraiser, Athletic Club, Gold Rm., 136 E. Broad St., Columbus, 5 p.m., (Chair: \$5,000; Sponsor: \$2,500; Host: \$1,000; Guest: \$500 to Committee to Elect Cliff Rosenberger)**

**Wednesday, September 13**

**Rep. Jim Hughes (R-Columbus) fundraiser, Plank's Cafeteria 743 Parsons Avenue, Columbus, 5 p.m., (Platinum Level - \$2,500; Gold Level - \$1,500; Silver Level - \$1,000; Bronze - \$500 or \$350 per person to Committee for Jim Hughes)**  
**Rep. Mark Romanchuk (R-Mansfield) fundraiser, Little Palace, 240 S. 4th Street, Columbus, 5 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Romanchuk for State Rep)**

**Thursday, September 14**

**Rep. Kirk Schuring (R-Canton) fundraiser, Pro Football Hall of Fame, 2121 George Halas Dr NW, Canton**  
**Sen. John Eklund (R-Chardon) golf outing fundraiser, Kirtland Country Club, 39438 Kirtland Road, Willoughby, 10 a.m., (10:00am Brunch, 11:00am Golf. Friends of John Eklund)**  
**Sen. Kevin Bacon (R-Minerva Park) fundraiser, Cheney residence, 6988 Greensward Road, New Albany, 6 p.m., (\$1,000 Host | \$500 Sponsor | \$250 per Attendee to Citizens for Kevin Bacon)**

**Friday, September 15**

**Rep. Bob Cupp (R-Lima) golf outing fundraiser, Tamarac Golf Course, 500 N. Stevick Road, Lima, 9 a.m., (9:00am Registration; 10:00am Shotgun Start. Event Sponsor: \$1,000; Tee Sponsor: \$500; Foursome: \$400; Green Sponsor: \$350; Lunch Sponsor: \$250; Individual Golfer: \$125 to Cupp for State Representative Committee)**

**Monday, September 18**

**Sen. Cliff Hite (R-Findlay) golf outing fundraiser, Eagle Rock Country Club, 211 Carpenter Rd., Defiance, (The Committee to Elect Cliff Hite)**

**Tuesday, September 19**

**Rep. Tavia Galonski (D-Akron) fundraiser, Westies Gastropub, 940 S. Front Street, Columbus, 5:30 p.m., (Sponsor \$1,000, Host \$500, Friend \$350 to Friends of Tavia Galonski)**

**Wednesday, September 20**

**Rep. Brian Hill (R-Zanesville) and Rep. Al Landis (R-Dover) fundraiser, OHROC, 21 W. Broad Street, Floor 7, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Brian D. Hill for State Representative and/or Friends for Allen Landis)**  
**Rep. Andy Thompson (R-Marietta) and Rep. Wes Goodman (R-Cardington) fundraiser, The Keep, 50 W. Broad Street, Columbus, 5 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Andy Thompson for State Representative and/or Friends of Wes Goodman)**

**Thursday, September 21**

**Republican Senate Campaign Committee fundraiser, Basil's on Market, 312 N Patterson Boulevard, Dayton, 5:30 p.m., (\$5,000 Event Chair | \$2,500 Event Co-Chair | \$1,500 Event Sponsor | \$1,000 Event Host | \$500 Individual to RSCC)**

**Monday, September 25**

**Rep. Gary Scherer (R-Circleville) golf outing fundraiser, Cooks Creek Golf Club, 16405 U.S. Highway 23, Ashville, 11 a.m., (11:00am Registration and Lunch; 12:00pm Shotgun Start. Event Sponsor: \$1,500; Green Sponsor: \$750; Foursome: \$500; Individual Golfer: \$125; Hole Sponsor: \$100 to Friends of Gary Scherer)**  
**Sen. Frank LaRose (R-Hudson) golf outing fundraiser, Firestone Country Club, 452 East Warner Road, Akron, 11:30 a.m., (Lunch & Range Time 11:30am. Tee times starting at 1:05pm. \$300 Lunch Only | \$1,000 Lunch and Golf to LaRose for Ohio)**

**Thursday, September 28**

**Sen. President Larry Obhof (R-Medina) shotgun and pig roast fundraiser, Hill'n Dale Club, 3605 Poe Road, Medina, 2 p.m., (2:30-3:00pm - Sign in/Registration/ Meet and greet with Senator Obhof in the Hill'n Dale Lodge; 3:00 pm - Clay Shooting: 5-Stand with Group or Optional Course on your Own. 5:00-6:00pm - Dinner. \$500 Distinguished Expert/Station Sponsor: \$250 Sharp Shooter: \$150 First Class: \$100 Marksman: \$75 Sponsor to Citizens for Obhof)**

**Friday, September 29**

**Sen. Joe Uecker (R-Loveland) Day at the Races fundraiser, Belterra, 6301 Kellogg Rd., Cincinnati, 12:30 p.m., (11:30am Park Opens | 12:30pm Lunch | 1:45pm Live Racing Begins. \$1500 Triple Crown | \$1,000 Champion | \$750 Winner's Circle | \$500 Thoroughbred | \$250 Jockey Club | \$100 per Attendee The Committee to Elect Joe Uecker)**

**Sunday, October 1**

**Sen. Bob Peterson (R-Sabina) fall fest fundraiser, Peterson Farm, 5564 Grassy Branch Rd., Sabina, 4 p.m., (\$25 per Person or \$50 per Family to Peterson for Good Government)**

**Monday, October 2**

**OHROC Chairman's Cup golf outing fundraiser**

**Wednesday, October 4**

**Sen. Troy Balderson (R-Zanesville) & Sen. Stephanie Kunze (R-Hilliard) fundraiser, Muirfield Village Country Club, 8715 Memorial Drive, Dublin, 8:30 a.m., (\$500 each committee to Troy Balderson for State Senate and Citizens for Stephanie Kunze)**

**Thursday, October 5**

**Sen. Louis Terhar (R-Cincinnati) fundraiser, Schilderink residence, 9675 Cunningham Road, Cincinnati, 6 p.m., (\$2,500 Event Sponsor | \$1,000 Sponsor | \$500 Host | \$250 Couple | \$200 Individual to Friends of Lou Terhar)**

**Sunday, October 8**

**Republican gubernatorial candidate forum, Genoa Baptist Church, 7562 Lewis Center Rd., Westerville, 7 p.m., (Sponsored by Citizens for Community Values and Salem Media of Ohio)**

**Wednesday, October 11**

**Rep. Terry Johnson (R-McDermott) fundraiser, Oliver's, 26 N. High Street, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Terry Johnson for State Rep)**

**Speaker Cliff Rosenberger (R-Clarksville) fundraiser, Athletic Club of Columbus - Gold Room, 136 E. Broad Street, Columbus, 5 p.m., (Chair: \$2,500; Host: \$1,000; Sponsor: \$500 to Committee to Elect Cliff Rosenberger)**

**Sen. Lou Terhar (R-Cincinnati) fundraiser, Fleming residence, 2374 Brixton Road, Columbus, 5:30 p.m., (\$2,500 Event Sponsor | \$1,000 Sponsor | \$500 Host | \$250 Couple | \$200 Individual to Friends of Lou Terhar)**

### **Friday, October 13**

**OSBA Law & Media Conference, Ohio State Bar Association, 1700 Lake Shore Dr., Columbus, 9:30 a.m., (Registration at 8:30 a.m. For more information contact Halle Malcomb, [hmalcomb@ohiobar.org](mailto:hmalcomb@ohiobar.org))**

### **Tuesday, October 17**

**Republican Senate Campaign Committee pig roast fundraiser, Land Grant Brewery, 424 W. Town St., Columbus, 5 p.m., (\$10,000 Whole Hog Sponsor | \$5,000 Half Hog Sponsor | \$2,500 Loin Sponsor | \$1000 Bacon Sponsor | \$500 per Attendee to RSCC)**

### **Wednesday, October 18**

**Sen. Stephanie Kunze (R-Hilliard) fundraiser, Scioto Country Club, 2196 Riverside Dr., Columbus, 5:30 p.m., (Event Sponsor \$1000, Event Host \$500, \$150 per couple, \$100 per individual to Citizens for Stephanie Kunze)**

### **Thursday, October 19**

**Sen. Bill Beagle (R-Tipp City) shooting fundraiser, Vandalia Range and Armory, 100 Corp Center Drive, Vandalia, 5:30 p.m., (Please make checks payable to Citizens for Bill Beagle)**

### **Wednesday, November 1**

**Rep. Craig Riedel (R-Defiance) and Rep. Kristina Roegner (R-Hudson) fundraiser, Due Amici, 67 E. Gay Street, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Citizens to Elect Craig Riedel and/or Kristina Daley Roegner for Ohio)**

### **Wednesday, November 29**

**Ohio House Republican Organizing Committee fundraiser, Athletic Club of Columbus - Gold Room, 136 E. Broad Street, Columbus, 5 p.m., (Chair: \$2,500; Host: \$1,000; Sponsor: \$500 to OHROC)**

### **Wednesday, February 28**

**Ohio Cable Telecommunications Association Legislative Luncheon, Renaissance Hotel, 50 N. 3rd St., Columbus, 12 p.m.**

**Monday, June 4**

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**Ohio Cable Telecommunications Association Golf Outing, The Lakes, 6740  
Worthington Rd., Westerville**

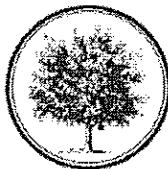
**Ohio Cable Telecommunications Association Golf Outing, The Lakes, 6740  
Worthington Rd., Westerville**

17 S. High St., Suite 630  
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**FOR IMMEDIATE RELEASE**  
August 22, 2017

## **The Buckeye Institute Experts Weigh-in on Senate Veto Overrides**

**Columbus, OH** - The Buckeye Institute's experts commented on actions taken by the Ohio Senate regarding Governor John Kasich's vetoes in the state's biennial budget.

### **Medicaid Managed Care Sales Tax Replacement Plan**

"We are pleased that the Ohio Senate did not override Governor Kasich's veto of the Medicaid managed care organization sales tax replacement plan and we hope it is not resurrected at a future point," said **Greg R. Lawson**, research fellow at The Buckeye Institute. "This is a difficult decision, given that county and local officials are clamoring for more taxpayer dollars, however, it is the right one. This is not the time to raise taxes on health insurance plans, but it is time for local governments to justify their local spending to local taxpayers."

### **Healthy Ohio Waiver**

"It is disappointing that today the Senate did not act to join the House in overriding Governor Kasich's veto of the Healthy Ohio waiver," said **Rea S. Hederman Jr.**, executive vice president at The Buckeye Institute and a nationally recognized expert in health care policy. "With Washington's failure to act on health care reform, the Healthy Ohio waiver would empower Medicaid recipients to obtain better care, put Ohio's Medicaid program on sounder financial footing, and ensure that needy Medicaid enrollees have access to good medical care."

Hederman continued, "The Senate has until the end of the legislative session to reconsider and override the governor's veto of Healthy Ohio. In addition, the Ohio House also has until the end of the legislative session to override the governor's veto of the Medicaid expansion freeze, which the Senate could then act on. These two actions would further ensure that Medicaid is made sustainable and is focused on the truly needy."

### **Legislative Oversight of the Controlling Board**

"The Senate acted wisely and deserves a round of applause for joining the House in restoring legislative oversight to the Controlling Board," said **Rea S. Hederman Jr.**, executive vice president at The Buckeye Institute and a nationally recognized expert in health care policy. "The Senate's action guarantees that the full legislature will have the final say in approving major new spending programs and all the strings that come with them."

# # #

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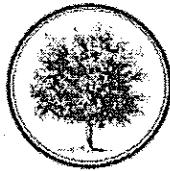
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## THE BUCKEYE INSTITUTE

### The Medicaid Pac-Man Keeps Eating-Up Your Tax Dollars

By Greg R. Lawson  
August 23, 2017

According to the Office of Budget and Management's **first monthly report** from the new fiscal, the Pac-Man of the state budget, Medicaid continues to grow.

The table below, from the OBM report, shows that Medicaid spending in July of 2017 (the first month of Fiscal Year 2018) was \$271.9 million more than the spending in July of 2016. That is a 16 percent increase and one of the largest increases in state government.

**Table 4**  
**GENERAL REVENUE FUND DISBURSEMENTS**  
**ACTUAL FY 2018 VS ACTUAL FY 2017**  
**(\$ in thousands)**

Functional Reporting Categories Description	MONTH				YEAR-TO-DATE			
	JULY FY 2018	JULY FY 2017	\$ VAR	% VAR	ACTUAL FY 2018	ACTUAL FY 2017	\$ VAR	% VAR
Primary and Secondary Education	781,970	738,815	43,154	5.8%	781,970	738,815	43,154	5.8%
Higher Education	170,355	180,677	(10,322)	-5.7%	170,355	180,677	(10,322)	-5.7%
Other Education	7,952	8,317	(365)	-4.4%	7,952	8,317	(365)	-4.4%
Medicaid	1,972,140	1,700,244	271,896	16.0%	1,972,140	1,700,244	271,896	16.0%
Health and Human Services	121,558	125,917	(4,359)	-3.5%	121,558	125,917	(4,359)	-3.5%
Justice and Public Protection	273,532	261,533	11,999	4.6%	273,532	261,533	11,999	4.6%
General Government	43,967	33,536	10,431	31.1%	43,967	33,536	10,431	31.1%
Property Tax Reimbursements	3,158	74	3,084	4171.5%	3,158	74	3,084	4171.5%
Debt Service	228,477	244,405	(15,928)	-6.5%	228,477	244,405	(15,928)	-6.5%
<b>Total Expenditures &amp; ISTV's</b>	<b>3,603,109</b>	<b>3,293,519</b>	<b>309,590</b>	<b>9.4%</b>	<b>3,603,109</b>	<b>3,293,519</b>	<b>309,590</b>	<b>9.4%</b>
<b>Transfers Out:</b>								
BSF Transfer	0	29,483	(29,483)	N/A	0	29,483	(29,483)	N/A
Operating Transfer Out	500	169,738	(169,238)	-99.7%	500	169,738	(169,238)	-99.7%
Temporary Transfer Out	0	0	0	N/A	0	0	0	N/A
<b>Total Transfers Out</b>	<b>500</b>	<b>199,221</b>	<b>(198,721)</b>	<b>-99.7%</b>	<b>500</b>	<b>199,221</b>	<b>(198,721)</b>	<b>-99.7%</b>
<b>Total Fund Uses</b>	<b>3,603,609</b>	<b>3,492,739</b>	<b>110,870</b>	<b>3.2%</b>	<b>3,603,609</b>	<b>3,492,739</b>	<b>110,870</b>	<b>3.2%</b>

Source: Office of Budget and Management

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Those numbers should frighten everyone.

Thus far, Medicaid spending continues to grow rapidly and consume all in its path. In fact, Medicaid spending growth was happening well before the misguided expansion in 2013, and the influx of three quarters of a million able-bodied adults into the program has added new stresses on the program.

And while Congress can't seem to get its act together on repealing and replacing Obamacare, the "free federal money," which of course, isn't really free, is being cut under the current law. Which means more cost to you through your state tax dollars and your federal tax dollars.

## **There's No Such Thing as Free Medicaid Dollars**

Someone once said there's no such thing as a free lunch. The same is true of Medicaid dollars. Whether the money is coming from the state or from the federal government, it is still your taxpayer dollars.

Medicaid is a joint state/federal program where both levels of government contribute tax dollars. The amount of federal tax dollars sent to individual states varies based upon population and poverty rates. The percentage of federal dollars spent in any state is known as the federal medical assistance percentage, or FMAP. For Ohio, the regular FMAP is **62.32 percent**. This means that for every dollar spent on non-expansion Medicaid recipients, Ohio puts in more than 37 cents and the federal government more than 62 cents. But remember, all that money is taxpayer dollars, so it is all being collected from you and me.

The government had to complicate matters, as governments often do, when it set a different FMAP for those qualifying under Obamacare's Medicaid expansion. Initially the federal government (again, using your tax dollars) would cover 100 percent of costs for the expansion population.

Sounds good, right? This is a vastly more generous reimbursement than the feds give for the rest of the Medicaid program, including for the elderly, disabled, and medically fragile children. The enhanced funding gave the illusion of the expansion being essentially free to the state, but, of course, just because the money is redistributed from D.C., doesn't mean it's not still your tax dollars.

However, the FMAP for those qualifying under Obamacare's Medicaid expansion was always intended to be temporary and it is scheduled to be phased down to 90 percent by 2020 and further still in the future. That means the state will be required to cover more of the costs over time.

## **Two Steps Forward, One Step Back**

In an effort to begin to get control of Medicaid spending, the General Assembly took some steps in the most recent biennial budget bill. Among these include: reforms to how much unexpected federal dollars the **Controlling Board** can spend without the assent of the full General Assembly and reasserting legislative control over expanding Medicaid to populations that aren't mandated under federal law.

These policy changes are good first steps in reigning in the Pac-Man of the Ohio budget and put Medicaid on a sounder financial footing.

Unfortunately, despite all its work during the budget process to include a requirement that the Kasich Administration resubmit the **Healthy Ohio** waiver to the U.S. Department of Health and Human Services, the Ohio Senate has not joined the Ohio House in overriding Governor Kasich's veto. The waiver would empower Medicaid recipients to obtain better care, return to work, and ensure that needy Medicaid enrollees have to access to good medical services.

The Senate has until the end of the legislative session to join the House in voting to override the governor's veto, not doing so would be a missed opportunity to improve Medicaid even further while showing Washington that Ohio, and other states, can take the lead in smart health policy.

*Greg R. Lawson is the research fellow at The Buckeye Institute.*

# # #

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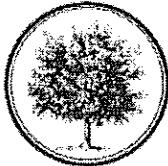
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## THE BUCKEYE INSTITUTE

Buckeye's Greg Lawson recently authored the below piece for the *2017 Index of Culture and Opportunity* which is published by the Heritage Foundation. The index evaluates a range of factors needed to sustain freedom and opportunity in America.

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### A Mixed National Jobs Picture

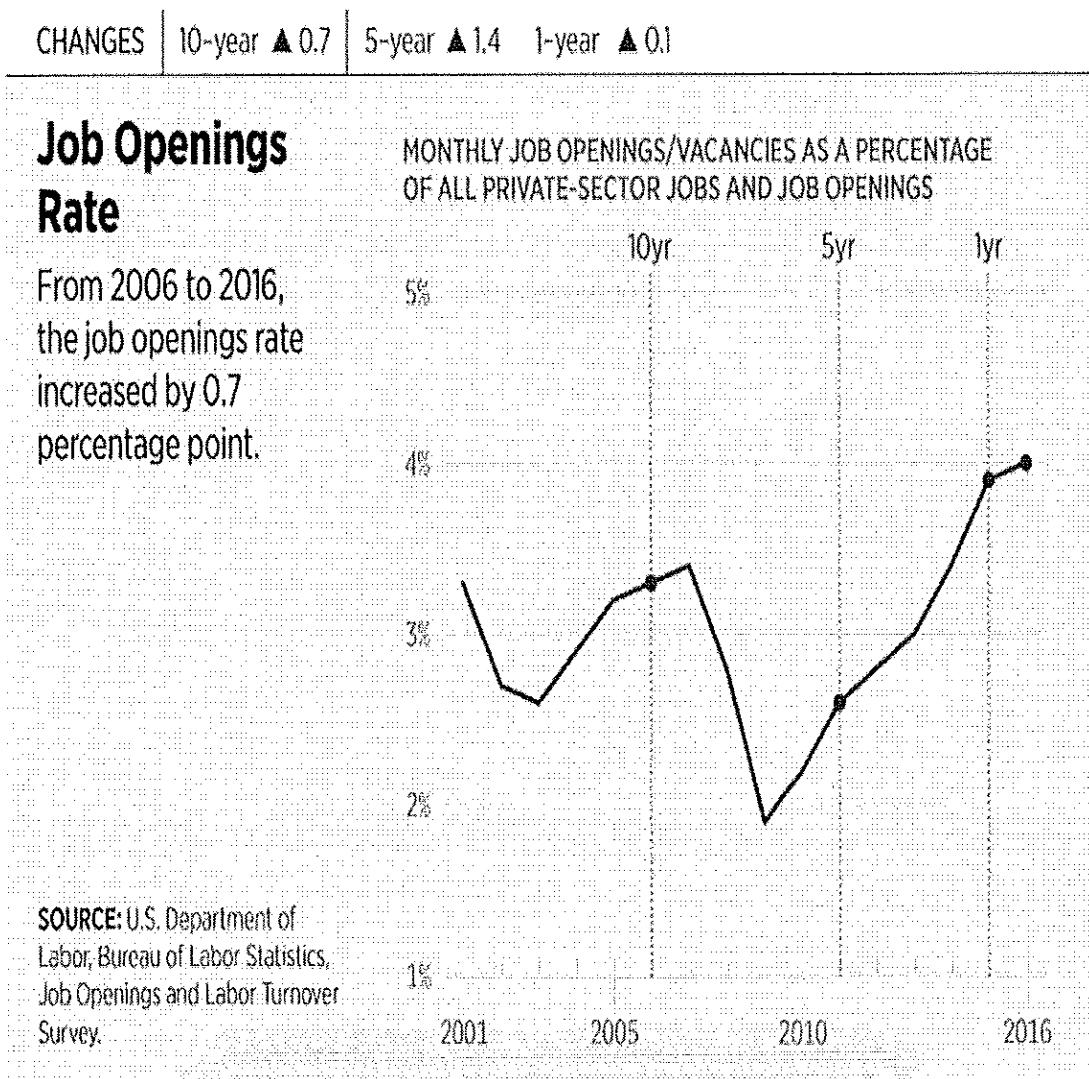
The Heritage Foundation's *2017 Index of Culture and Opportunity*

By Greg R. Lawson

Key job metrics over the past decade paint a mixed national jobs picture. On one hand, the number of job openings over that time shows a positive path and indicates relative optimism in the economy. On the other hand, the actual hiring rate fell, which suggests that not all is well in the labor market. Taken together, this shows the need to continue improving the environment for economic opportunities that can help all Americans.

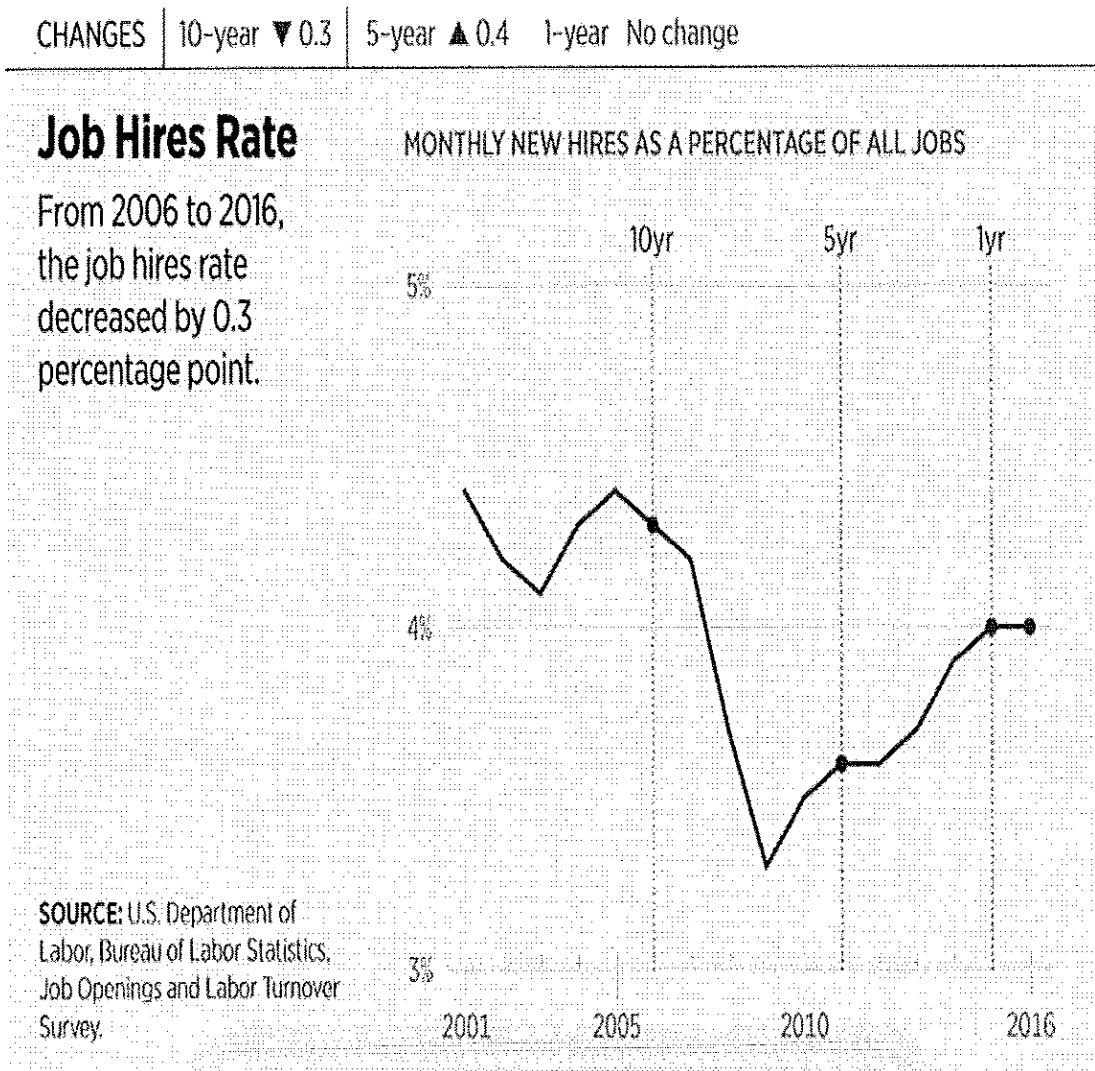
Given the "Great Recession" of 2007-2009, it is heartening to see that the overall job-opening rate has managed to achieve a positive direction. According to the U.S.

Department of Labor Jobs Openings and Labor Turnover Survey (JOLTS), the number of job openings grew by 0.7 percentage point between 2006 and 2016.[1] This set of data is critical to understanding how many job opportunities exist in the economy. The higher this number and growth rate, the greater the chances an individual looking for work will be able to find it.



Yet the JOLTS data also show that actual hiring rates declined over the same 10 years by 0.3 percent.[2] One clear implication of this divergence is that there remains a significant

challenge within the overall labor force. According to the Bureau of Labor Statistics (BLS), in January 2006, the labor force participation rate (LFPR) in the United States was a reasonably healthy 82.6 percent for the cohort aged 25-54 (the prime-working age population).[3] Yet by December 2016, it was only 81.4 percent and had remained mired at or below 81 percent since the end of 2011.[4] This echoes the disturbing findings in the work of Nicholas Eberstadt and Charles Murray, which detail a long-term trend of lower work rates for middle-age men over the past half-century.[5]



This means that there are fewer prospective workers seeking work. While demographic trends in the U.S. can explain a portion of this decline, this is unlikely to be a fully sufficient explanation. For example, the growth of government-funded health care through Medicaid expansion in many states has been shown to reduce the incentives of low-income Americans to seek work.[6]

Another factor is the large number of Americans receiving payments from Social Security's Disability Insurance Fund. In 2016, there were nearly 2 million more Americans than there were in 2006.[7] Once individuals are on disability, it is often difficult to encourage them to seek gainful employment again or keep them attached to the labor force.[8]

Additionally, drug use and addiction issues make it difficult for many employers to find workers that can pass screenings.[9] This is echoed in findings from some diagnostic information services companies.[10] This is an especially tragic problem in Ohio, which led the nation in opiate overdose fatalities in 2014 with over 2,100.[11]

Finally, the "skills gap" theory assumes that employers are dissatisfied with the skill level of prospective employees and cannot find adequate talent to fill their openings. However, there is a lot of pushback on this theory given that the obvious consequence of such a gap should be rapidly growing wages as employers seek to procure the best talent. Despite a recent upward trend, the fact that a dramatic increase in wages has largely not happened since the end of the Great Recession raises questions about the applicability of this theory.[12]

Years after the Great Recession, significant problems remain when it comes to connecting a broad swath of prospective workers to open jobs. Tackling the hard tasks of reforming Medicaid, better monitoring Social Security Disability payments, and getting treatment for those suffering the scourge of addiction will prove to be indispensable in fixing this state of affairs.

*Greg R. Lawson is a research fellow at The Buckeye Institute.*

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[1] U.S. Department of Labor, Bureau of Labor Statistics, "Job Openings and Labor Turnover Survey (JOLTS)," multi-screen data search (accessed April 28, 2017).

[2] Ibid.

[3] U.S. Department of Labor, Bureau of Labor Statistics, "Labor Force Statistics from the Current Population Survey," (accessed April 28, 2017).

[4] Ibid.

[5] Nicholas Eberstadt, *Men Without Work* (West Conshohocken, PA: Templeton Press, 2016). See also Charles Murray, *Coming Apart: The State of White America: 1960-2010*, (New York, NY: Crown Forum, 2013).

[6] Craig Garthwaite, Tal Gross, and Matthew J. Notowidigo, *Public Health Insurance, Labor Supply, and Employment Lock*, National Bureau of Economic Research Working Paper No. 19220, July 2013, (accessed April 28, 2017).

[7] Social Security Administration, Office of the Chief Actuary, "Selected Data from Social Security's Disability Program," (accessed April 6, 2017).

[8] News release, "Persons with a Disability: Labor Force Characteristics-2015," U.S. Department of Labor, Bureau of Labor Statistics, June 21, 2016, (accessed April 28, 2017).

[9] Pennsylvania Manufacturers' Association, "New-Hires Refuse or Fail Drug Tests," June 10, 2014, (accessed April 21, 2017).

[10] News release, "Illicit Drug Positivity Rate Increases Sharply in Workplace Testing, Finds Quest Diagnostics Drug Testing IndexTM Analysis," Quest Diagnostics, June 9, 2015, (accessed April 28, 2017).

[11] Henry J. Kaiser Family Foundation, State Health Facts, "Opioid Overdose Deaths by Type of Opioid," 2014, (accessed April 6, 2017).

[12] News release, "Employment Cost Index-March 2017," U.S. Department of Labor, Bureau of Labor Statistics, April 28, 2017, (accessed May 9, 2017).

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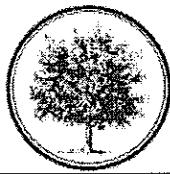
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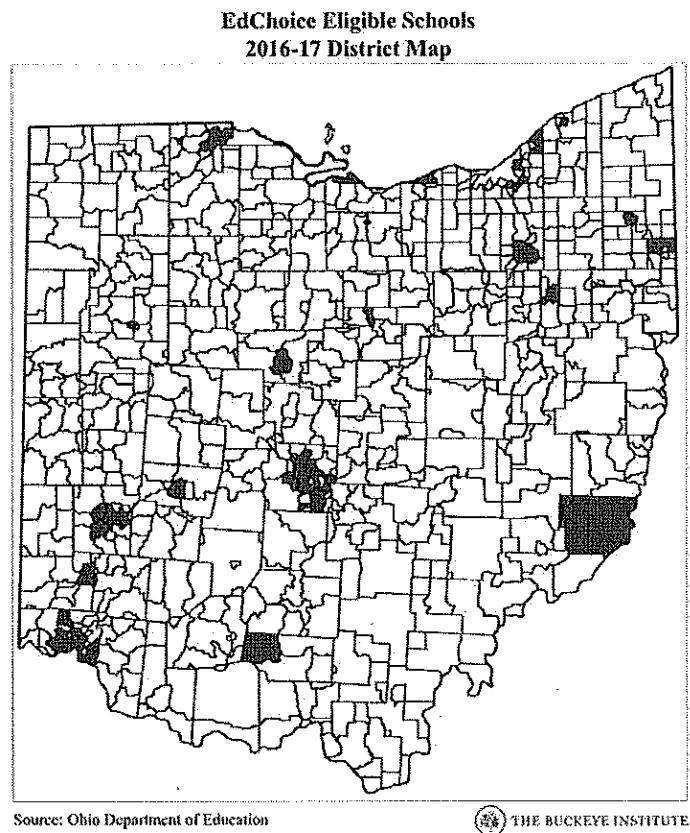
### Students and Parents Are Given Little Choice When it Comes to School Choice

By **Greg R. Lawson**  
August 31, 2017

More families in Ohio should be able have to avail themselves of school choice than are being allowed to. This is a tragedy for those seeking to escape schools that are not meeting their needs.

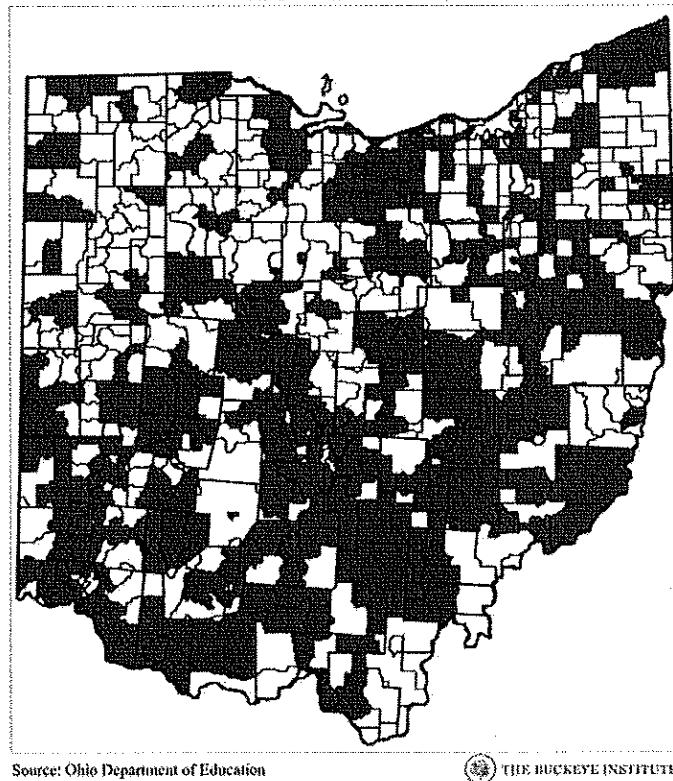
Ohio is one of only a few states where it's largest school choice program, the **EdChoice Scholarship**, is available only to those students who are assigned to failing schools. However, due to the **safe harbor** provision, which suspends the consequences of schools failing tests for the 2014-2015, 2015-2016 and 2016-2017 school years, many students are not eligible for EdChoice even if they are in a failing school.

For example, this map shows EdChoice eligible districts for the 2016-2017 school year after applying the safe harbor provisions. As you can see, students in only a few areas of the state are eligible.



As a comparison, this map shows how many areas would become eligible for EdChoice in the absence of the safe harbor provisions. They look radically different and show just how many students in failing would be able to take advantage of the EdChoice program if it were not for the safe harbor restriction.

Simulation – EdChoice Eligible Districts  
Safe Harbor Removed



Another program available to lower income families is the EdChoice Expansion Program. This program allows students from lower income families to escape failing schools irrespective of the results from state testing. However, given the funding mechanism and the fewer dollars available, far fewer students are able to access the program.

There are several solutions to this sad state of affairs. First, safe harbor provisions should be eliminated so that EdChoice can function the way it was intended. Alternatively, Ohio should scrap the failing schools model completely and shift to a full income-based approach similar to how the EdChoice Expansion Program operates. Given that few states have a failing school model, this type of shift would bring Ohio closer in line with school choice programs in other states.

Even better, Ohio should move towards fully embracing education savings accounts, (ESA) as outlined in The Buckeye Institute's report, *Education Savings Accounts: Expanding Education Options for Ohio*.

The report outlines precisely how ESAs would enable parents to customize their child's education to meet his or her unique needs. For example, ESAs would allow parents to pay not only for private schools, but also allow them to use any remaining money in the account to pay for additional educational items such as textbooks, tutors, enroll students in online classes, or even save money for college.

At the end of the day, Ohio should stop short-changing parents' ability to choose the best education environment for their children. Every student has the right to be given all of the tools they need to succeed. They should not be denied due to policies that protect school systems over school students.

*Greg R. Lawson is the research fellow at The Buckeye Institute.*

# # #

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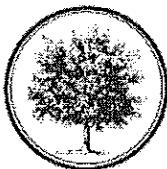
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**FOR IMMEDIATE RELEASE**  
September 20, 2017

### **Buckeye's Greg Lawson: Government Transparency Empowers Ohioans and Increases Accountability**

**Columbus, OH - The Buckeye Institute's** Greg R. Lawson testified (see full testimony below) today before the Ohio House Finance Committee on the DataOhio project and the transparency policies that are included in House Bill 3.

**In his remarks**, Lawson highlighted The Buckeye Institute's advocacy in support of government transparency saying, "Transparency helps citizens better understand what their government has done, what it is doing, and what remains to be done with their tax dollars. Fiscal transparency helps keep government accountable to the citizenry, fosters a more informed public, and facilitates a better dialogue between the people and their elected representatives."

Noting the challenges of providing fiscal transparency for Ohio's local governments, Lawson stressed the benefits of DataOhio and other transparency tools. "The DataOhio project can further promote transparency by developing a standard chart of accounts so that citizens and policymakers can make apples-to-apples comparisons of spending across diverse local governments. This would help constituents and even lawmakers make better sense of how our local governments operate."

Lawson concluded saying, "DataOhio and similar efforts can all work together as complementary tools for the common, important purpose of empowering Ohio's taxpayers to raise accountability at all levels of Ohio government."

# # #

**Interested Party Testimony Submitted to the  
Ohio House Finance Committee on House Bill 3**

**Greg R. Lawson, Research Fellow  
The Buckeye Institute for Public Policy Solutions  
September 20, 2017**

Thank you Chairman Smith, Vice Chair Ryan and Ranking Member Cera for the opportunity to testify before the Ohio House Finance Committee. My name is Greg R. Lawson. I am the research fellow at **The Buckeye Institute for Public Policy Solutions**.

I am here with a few brief remarks regarding House Bill 3, the DataOhio project. I have previously testified about DataOhio and the need for government transparency. I appreciate the chance to revisit the issue today.

The Buckeye Institute has long championed a more transparent government that makes it easier for taxpayers to see and understand how Columbus spends their hard-earned money. Such transparency helps citizens better understand what their government has done, what it is doing, and what remains to be done with their tax dollars. Fiscal transparency helps keep government accountable to the citizenry, fosters a more informed public, and facilitates a better dialogue between the people and their elected representatives.

Recognizing the need for and challenges of providing more fiscal transparency, The Buckeye Institute developed its own searchable database for tracking state spending on salaries for state employees, K-12 teachers, four-year higher education, and select local government employees. Of course, imitation is the sincerest form of flattery, and The

Buckeye Institute's database proved so popular and useful that the **Ohio Treasurer of State** and the **Office of Budget and Management** now offer even more robust services.

Despite its popularity and usefulness, The Buckeye Institute's database, as well as existing state services, are not comprehensive toolkits. For example, it does not publish information on vendor payments made by localities, and the local component that lists local government salaries remains quite limited. While the State Treasurer's office, has expanded the state's **Ohio Checkbook** database so that it now also includes many Ohio local governments, more transparency is better than less.

As time goes on, this will prove increasingly important for Ohioans seeking to understand the operations of local governments, especially in an era of potentially reduced resources.

Ohio boasts thousands of local governmental bodies and a labyrinth of taxing authorities. As The Buckeye Institute outlined several years ago.

As of October 2007, Ohio ranked seventh among states regarding the number of local governmental entities and taxing authorities according to the U.S. Census Bureau, with a staggering 3,702 entities. On average, there are more than 41 taxing authorities per county, which is 46 percent more than the national average of 28.

Ohio had the sixth highest number of municipalities (938) and townships (1,308). There are 614 school districts as well as a myriad of law enforcement and safety entities along with special district governments. Cuyahoga County alone has 104 local government entities.[1]

Without fiscal transparency for Ohio's local governments, taxpayers remain largely in the dark without ready access to vital information needed for holding their elected officials accountable.

The DataOhio project can further promote transparency by developing a standard chart of accounts so that citizens and policymakers can make apples-to-apples comparisons of spending across these diverse local governments. This would help constituents and even lawmakers make better sense of how our local governments operate—again, an increasingly important issue as the General Assembly debates the adequacy of local government resources.

DataOhio and similar efforts can all work together as complementary tools for the common, important purpose of empowering Ohio's taxpayers to raise accountability at all levels of Ohio government.

Thank you for your time. I look forward to answering any questions from the committee at this time.

---

[1] Lawson, Greg R., ***Joining Forces: Consolidation Will Help Ohio's Local Governments if Compensation Package Costs are Properly Managed***, The Buckeye Institute, October 3, 2011.

# # #

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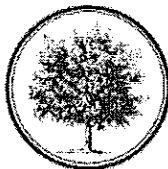
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## THE BUCKEYE INSTITUTE

### Time to Fight the Rising Tide of Occupational Licensing

By **Greg R. Lawson**  
September 25, 2017

Recently, there has been a flood of potentially harmful legislation that risks undercutting Ohio's prosperity. Bad bills that expand burdensome occupational licensing requirements to an ever-larger number of Ohioans remains a serious impediment to creating an economically prosperous state where people are able to pursue job opportunities and career advancement without needing to seek costly, time-consuming permission from government.

Legislation that requires more and more professions to be licensed has been coming fast and furious including those licensing: **residential only building contractors, commercial roofing contractors, home inspectors, elevator and escalators installers.**

Each of these pieces of legislation are being promoted by advocates as being necessary for public safety or to protect consumers. Unfortunately, what these bills do is restrict opportunity for Ohioans seeking jobs.

As The Buckeye Institute as found in our *Forbidden to Succeed* report:

"High fees and training requirements reduce an occupation's job growth by 20 percent, as prospective workers who cannot afford to enter the occupation remain unemployed or underemployed."

Of Ohio's 31 moderate-income occupations requiring licensure, 15 require hundreds or even thousands of hours of training. Remarkably, nearly every Ohio license that requires training can be earned in less time in another state. For example, while there is pending legislation to reduce this absurd number, cosmetologists currently need 1,500 hours of education to get a license. That is **10 times** the amount of education needed to become a basic emergency medical technician that literally saves lives! That is also 500 more hours than what is needed in the seat of high fashion in America- New York!

Ohio certainly needs to require appropriate training and licensing for jobs with health and safety concerns, such as physicians and pilots, and no one disputes this. However, such concern fades dramatically when applied, for example, to **auctioneers** (that have to meet apprenticeship requirements), travel guides (**Lake Erie Fishing guides** need to pony up \$50 to be licensed), and hairdressers, all of which require licenses today in Ohio.

This burden is even more daunting for the employment prospects that are faced by many in Ohio's minority communities. Nationally, the unemployment rate among African Americans remains much higher than among other demographics. According to the **Bureau of Labor Statistics**, the most recent unemployment rate was 7.7 percent for African Americans-nearly double the 3.9 percent unemployment rate for whites. Similarly, unemployment confronts a staggering 23.4 percent of young African Americans between 16 and 19, and 11.8 percent of young whites.

Adding more licenses onto Ohioans is not going to reverse these discouraging trends.

Given these fact, it isn't surprising that there is growing non-partisan acknowledgement that licensing laws have gone too far. From The Buckeye Institute and the **Heritage Foundation** to the **Brookings Institute** to both the **Obama White House** and the **Trump Administration**, there is a growing consensus that these burdensome licensing requirements are bad for everyone.

So what can be done?

We need to continue raising awareness of the issue to members of the Ohio General Assembly. The Buckeye Institute is working with a number of policymakers in order to educate them on the need for meaningful reforms. This includes **policy** that will require the state to impose the least restrictive type of occupational licensing regulation to ensure consumer protection, while also establish a sunrise and sunset review processes for existing of licensing boards and new licensing legislation. Over time, the use of these reviews will help clean up antiquated licensing requirements while preventing new ones from cluttering Ohio's laws.

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We also need to continue removing burdensome requirements for specific professions. The Buckeye Institute is already working with individual salon owners and a bipartisan group of legislators, including republicans **Representative Kristina Roegner** (R-Hudson) and **Senator Kris Jordan** (R-Ostrander), and democrats **Representative Alicia Reece** (D-Cincinnati) and **Senator Charleta Tavares** (D-Columbus) to improve cosmetology policy. The goal is to build upon the successes in the **previous General Assembly** and to move towards **further reducing** burdens on cosmetologists.

Finally, we need to look at how we remove employment barriers for spouses of military personnel stationed in Ohio. Buckeye is leading the way by developing good **policy** that would recognize out-of-state licenses for military spouses.

It is inevitable that in every General Assembly there will be a series of licensing bills that risk ensnaring many Ohioans in a bureaucratic, and often expensive maze, that delays their ability to make a living and move up the ladder of success. However, working to strengthen the growing bipartisan consensus we can eliminate these burdensome regulations and ensure Ohioans can pursue job opportunities and career advancement.

*Greg R. Lawson is the research fellow at The Buckeye Institute.*

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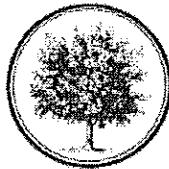
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### **Batter Up: Buckeye's ad to debut during Reds and Indians games**

While the country debates NFL players' controversial protests of our National Anthem, The Buckeye Institute is cheering on Major League Baseball's two Ohio teams this week. We hope you are too.

The regular season is drawing to a close, and your Buckeye Institute has stepped up to the plate to hit a timely homerun.

Our new campaign has already earned media attention across the country in more than 31 radio markets with much more to come! We are also posting an editorial on [FoxNews.com](#), which we will send as soon as it goes up.

Ladies and Gentlemen, it's time to play ball: **Worker Voting Rights: Giving a Voice and Choice to Union Members** is airing during several upcoming Cleveland Indians and Cincinnati Reds games.

Mark your calendar and tune in to catch our ad live!

Game:	Date:	To Air During:	Station:
Cleveland Indians v. Minnesota Twins	Wednesday, September 27	Innings 2-3	FSN
Cleveland Indians v. Chicago White Sox	Friday, September 29	Innings 1-6	STOh & CSCh
Cincinnati Reds v. Milwaukee Brewers	Wednesday, September 27	Innings 5-6	FSW1 & FSOH
Cincinnati Reds v. Chicago Cubs	Sunday, October 1	Innings 6-9	FSOH

Visit [www.WorkerVotingRights.org](http://www.WorkerVotingRights.org) to learn more about this important issue.

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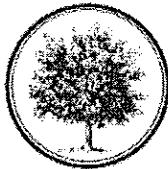
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### **Buckeye's Daniel Dew: Reagan Tokes Act a Positive Step for Criminal Justice Reform**

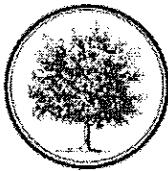
**Columbus, OH -** The Buckeye Institute's Daniel J. Dew made the following comments regarding the Reagan Tokes Act, which was unveiled today by State Representatives Jim Hughes (R-Upper Arlington) and Kristin Boggs (D-Columbus), and State Senators Kevin Bacon (R-Minerva Park) and Sean O'Brien (D-Bazetta). The act would move away from determinate sentencing and move toward indeterminate sentencing for certain offenses.

"Incentives matter, and the Regan Tokes Act takes a step in the right direction in keeping dangerous criminals in prison longer and incentivizing inmates to get the rehabilitation and training necessary to become contributing members of society upon release," said Daniel J. Dew, legal fellow at The Buckeye Institute's **Legal Center** and an expert in criminal justice reform. "Ninety-seven percent of all offenders sent to prison will re-enter our communities

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## THE BUCKEYE INSTITUTE

### **Don't Believe in Free Money, the Lesson of the MCO Sales Tax**

**By Greg R. Lawson**  
**September 27, 2017**

When something sounds **too good to be true**, it usually is. That is especially so when images of free dollars are floating in front of politicians' eyes! Hopefully, this is a lesson that will be learned by most Ohio elected officials after the affair concerning the Medicaid managed care organization (MCO) sales tax fiasco.

Before Medicaid was ever expanded in Ohio, The Buckeye Institute warned proponents multiple times (see [here](#) and [here](#)) that one of the big selling points -- the windfall revenues to be expected from the MCO sales tax -- were illusions. They would be, at best, temporary because the federal government was practically guaranteed to eliminate the ability to levy that tax.

At the time, few seemed to take notice. Then, when it happened, **exactly as predicted**, there were howls of concern. The state managed to make itself whole through a deal made with the outgoing Obama Administration. However, Ohio's counties, that were

gaining more than \$200 million from their local piggy-back sales tax, were not made whole. Throughout the entire budget process, there were efforts to raise state taxes in order to make up for this local windfall that should have always been considered temporary.

The Buckeye Institute **opposed this policy** and made clear that if new revenues are truly needed, then counties should justify the need for more taxes to their own constituents and not expect Columbus to ride to the rescue on a white horse.

According to pieces in *The Columbus Dispatch* and *The Plain Dealer*, it now appears that there will be no taxes raised at the state level to pay for local services and projects, which is as it should be. While the details of the proposal indicate up to \$80 million more might get distributed to counties from existing state resources, this will undoubtedly not be one-time deal and will continue the cycle of local governments turning to the state to pay for local services.

Next time there looks to be so-called "free" dollars, policymakers should take a much longer, harder look and remember these are all taxpayer dollars, and that it is almost certainly "too good to be true."

*Greg R. Lawson is the research fellow at The Buckeye Institute.*

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## OHIO REPORT FRIDAY, SEPTEMBER 29

**Grading The State Report Card: Experts, Policy Makers Weigh In On How Ohio Assesses K-12 Education**

**Governor Candidates Tout Qualifications At GOP Central Committee**

**Portman, Brown Recommend Two Federal District Court Nominees**

**Senate Weighs Healthy Ohio Proposal, Looks At Submission Options**

**Abortion Totals Continued To Decline In 2016, State Reports**

**Home Care Touted As Alzheimer's Dementia Option; Commerce Publicizes Medical Pot License Applicants**

**Addiction Recovery Advocates Rally; State Awards Behavioral Health Grants...**

**High Court Clarifies Record Sealing Law; Buckeye Institute Joins In Public Sector Union Case; Ohio Professor Nominated For Federal Judgeship...**

**Borges Issues Warning After OEC Ruling; Dems Pile On Over ECOT Overpayments; Renacci Cancels NFL Ad**

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**Volume #86, Report #189 -- Friday, September 29, 2017**  
**Grading The State Report Card: Experts, Policy Makers Weigh In On How**  
**Ohio Assesses K-12 Education**

From confusion and frustration to hopefulness and enlightenment, the responses to state report card grades released this month have run the gamut.

Schools and parents around the state have largely dismissed the rankings, which have dropped significantly since new standards were put in place a few years ago. Many have publicly criticized the grades, saying they're not rooted in reliable methods or just plain don't make sense.

A handful of education researchers and stakeholder groups, meanwhile, have released reports that rely on the report card data and tout its value in tracking trends. The analyses compare charter and traditional schools and gauge, among other things, how disadvantaged students are stacking up to their more privileged peers.

But, like them or not, report cards are here to stay. New federal K-12 laws continue to require states to assess students and schools as well as publish annual ratings.

So how then do policymakers and the K-12 community put an end to the report card frenzy that's become an annual occurrence since the state upped learning standards and moved to an A-F grading scale?

For some, the answer is to change how the bevy of school and testing data is presented.

**Push For Change:** Rep. Mike Duffey (R-Worthington) said he plans to introduce legislation and bring together a stakeholder group to overhaul report cards so that they no longer grade districts, but instead simply present information.

He said the goal is to fairly provide details of how schools are doing at educating students and quiet public distrust surrounding the current grading system.

"There seems to be an emerging consensus among superintendents and school boards of education and I think legislators are picking this up from the community and parents and from their own experience that report cards have been too volatile," Rep. Duffey said.

More than a dozen other states have instituted an A-F grading scale over the last few years. Like Ohio, many have put off handing out one overall grade to each district in an effort to ease into the change.

However, a handful may never get to that point in their reporting because of backlash to the grades. West Virginia, Alabama and Texas are just a few states debating how to move forward, according to reports.

Rep. Duffey said the public outcry in Ohio is already loud enough to require change, proving that parents and students think their schools are doing better than the report cards reflect.

Many districts, including wealthy suburban districts that were previously accustomed to getting As, have received Fs in a handful of categories over the past two years despite overall scores improving this year. Urban districts that have retooled their entire curricula and cultures say their progress isn't translating to higher report card scores.

"Parents are by and large siding with their school districts over the state, which means the state report card does not have the public's trust," he said. "When it doesn't have the public's trust, it fails to have value as a tool for the state."

The progress measure of the report card is the most-often challenged of the six graded components.

Rep. Andy Brenner (R-Powell), who chairs the House Education Committee, said its calculation needs changed because it is a zero-sum ranking, meaning districts can only score better each year if they're making more progress in relation to the progress other schools have made.

For example, students at Olentangy Local Schools saw growth on average, but their progress component score was an F because there wasn't as much growth as experienced by students at Rocky River City Schools, which received an A, he said.

"If everybody else is doing OK, then they can fall off and I'm not really sure that that's what we should do," Rep. Brenner said.

"I think we need to make sure that we're giving the data to the schools and districts so they understand what they need to do to improve the districts if they're capable," and the current grading formula doesn't always allow that, he said.

Data analyst Howard Fleeter with the Ohio Education Policy Institute said he's supportive of the data that's gathered to inform the progress component, but also suggested there could be a better way to grade it.

"When I was teaching, I thought that if every student was worthy of an A, every student should get an A," he said.

Having closely analyzed report card data, Mr. Fleeter said he's grateful for the wealth of information Ohio collects, which is much more than other states.

Over the years, it's helped him find data trends that can predict how students will perform in the future, reveal persistent learning gaps rooted in poverty, and determine how much it costs to educate different types of students, among other things, he said.

However, when it comes to how the state compiles the data to determine grades, Mr. Fleeter said there'd be no love lost on his part if the state threw out its A-F scale.

"I think that the data that is on the report cards is valuable. I am less of a fan of the actual letter grades," he said.

"I think one way you could defend the letter grades is to say, 'There is so much data that's out there. That regular person needs some sort of a shorthand way to make sense out of it and that's what the letter grades do.' The problem is that the letter grades also lead to some shame."

When the learning standards weren't as stringent and the A-F scale wasn't yet introduced, nearly 300 districts received the highest rating of Excellent on state report cards, according to Department of Education records.

Now that many of those same schools are receiving low marks on report cards, their morale may be down, Mr. Fleeter said.

Rep. Brenner suggested that the change in report card rankings could also have a negative economic impact on the state. He said it could signal to businesses looking to move to Ohio that students are less prepared than they were a few years ago when grades were good, even though districts, parents and many lawmakers don't feel that's the case.

"If you get Fs on the report card, would a major company like Amazon take a look at that?" he questioned.

Sen. Peggy Lehner (R-Kettering) said she'd be willing to take legislative action to change report cards, which is the only way modifications can be made. It has to be under the right circumstances, though, she said.

"I'm always open to looking to make the report card a better vehicle that gives us more accurate information and if that's the goal, yes. If the goal is we don't like the results, so let's get rid of the report card, I'd be much more concerned, frankly," said Sen. Lehner, who chairs the Senate Education Committee.

"We need to make sure that the report card is an accurate tool of assessment, but we do need to make sure that we also assess."

**Reframing Report Cards:** In an effort to stem the wave of concerns that come with every report card release, Superintendent of Public Instruction Paolo DeMaria has continually stressed that viewers should look outside the box.

The Ohio School Boards Association advises its members to do the same, said Damon Asbury, the group's director of legislative services. Board members are also encouraged to highlight their districts' non-academic accomplishments.

"It's an important measure, it tells us a lot of information, but it's not the only measure of how to judge your school district and its progress," he said of report cards.

To aid in the push to reshape thinking, ODE this year introduced a section on the individual grade card pages where districts can link to websites highlighting their successes.

Although the aim has been to reframe the general public conversation about report cards, superintendent DeMaria said the importance of the data they provide should still be at the forefront for policy makers.

"It does not paint a complete picture of what is happening in our schools and districts across the state, but it does paint a picture of what's happening academically to a certain extent and it is something that we should pay attention to," he said.

In a presentation before the Speaker's Task Force on Education and Poverty, he said report card results show a clear connection between economically disadvantaged students and poor academic outcomes. (See Gongwer Ohio Report, September 28, 2017)

They also show that a few schools with high concentrations of disadvantaged students are also high achieving, meaning that those students can learn under the right circumstances, he said.

"It allows us then to dig into this phenomenon that we're here to talk about and that is understanding the achievement gaps and acknowledging them," Superintendent DeMaria said of the assessment results displayed through report cards.

Sen. Lehner said there's also a lot that can be learned from new report card indicators showing how Ohio students scored on the ACT and SAT, which are included in the Prepared for Success measure.

The scores were "abysmally low and seem to track pretty well with some of the other data that we're seeing in the report card and that should give a lot of people pause that the report card, as clumsy as it may be, as lengthy as it may be, that it actually is telling us something that we need to really sit up and pay attention to," she said.

When the first report cards were released about two decades ago, they only showed what percentage of students were proficient on new state exams in core subjects, how many students were graduating and school attendance rates.

The report cards now include six components, ten measures and a handful of ungraded data such as financial information. It takes into account student scores on more than a dozen standardized tests.

The state's data collection to assess schools has come a long way, Mr. Fleeter said. So while report cards shouldn't serve as the sole arbiter of whether schools are preparing students for the future, it wouldn't be wise to dismiss them.

"Now we have the ability to disaggregate the data and look at different types of students and you can compare them and you really can understand what's behind things and where the problems are to a greater degree," he said. "People tend to not think about it, but we are lucky that we have all this information that's out there because we can understand better what we're doing well and what we're not as a state."

### **Governor Candidates Tout Qualifications At GOP Central Committee**

Three of Ohio's four Republican gubernatorial candidates on Friday worked to sway a room full of party leaders on why they should top the ballot heading into the 2018 election.

Secretary of State Jon Husted, U.S. Rep. Jim Renacci and Lt. Gov. Mary Taylor each spoke before the GOP State Central Committee at a Columbus-area convention center. Attorney General Mike DeWine, also a candidate for the top executive office, was unable to attend.

Although Ohio Republican Party chairwoman Jane Timken remains adamant the party will not endorse to avoid tipping the primary scales, each statewide GOP contender was given the chance to appear before the committee.

Mr. Husted kicked off the remarks, touting his endorsements from pro-gun groups and his outreach through ten satellite call centers that have already made more than 20,000 calls.

"We outraised all candidates for this race," Mr. Husted said. "And you haven't seen anything yet. We're going to continue to build on that momentum and I'm really excited about it."

Emphasizing his efforts to streamline the business filing process and make his office self-sufficient, he positioned himself as a candidate who will follow through on his promises and thereby restore the faith of jaded voters who are frustrated with the system.

"I believe I can do the best job for you, that I can be the voice of the Republican party and the voice of the State of Ohio that will bring new ideas," Mr. Husted said.

Rep. Renacci, meanwhile, held true to his campaign strategy of painting himself as a Donald Trump-style outsider surrounded by candidates representing the status quo.

He struck a more conciliatory tone than his first television ad, however, giving some praise to Gov. John Kasich and stating that the party has "strong candidates." His TV spot released Thursday, the first of the campaign, blasted his three primary opponents as "Columbus fat cats."

Rep. Renacci described his background as a business owner who has created jobs and said voters are looking for a different type of candidate at the ballot.

"That's who I am," he said. "I'm an individual who hasn't spent my entire life in politics. That's the direction we need to take -- a little bit different vision."

Lt. Gov. Taylor emphasized her past election performance, including her status as the only Republican to win statewide office during the 2006 election when Democrats swept into office.

"We need a candidate in the general election who can win in November no matter what the political landscape looks like," she said. "And I win elections. Period."

She highlighted her tax and healthcare proposals, including her desire to eliminate Medicaid expansion, and pointed to her leadership of the Common Sense Initiative as a testament to her desire to curb government regulations.

Without naming names, she also seemed to downplay her rivals' fundraising strength and the advantage of Mr. DeWine's name recognition.

"People in our state, they choose our leaders," she said. "If money and a family name was all that mattered in races, Jeb Bush would be our nominee and Hillary Clinton would be our president today."

David Pepper, Ohio Democratic Party's chairman, in response called the Republican's primary gubernatorial race "one big race to the right."

"The Republican candidates are focused on nasty attacks against one another, while our Democratic candidates are focused on addressing the concerns of voters," Mr. Pepper said. "We've had 57 straight months of job growth trailing the national average, we're struggling to deal with the nation's worst opioid crisis and our public school system has fallen from fifth in the nation to 22nd. The Republican status quo isn't working for Ohio, and Democrats will represent change in 2018."

Other candidates seeking statewide office that addressed the group include Treasurer Josh Mandel, a U.S. Senate hopeful, Rep. Keith Faber (R-Celina), who's running for state auditor, and Rep. Robert Sprague (R-Findlay), a state treasurer candidate.

**Endorsements:** The group's endorsement policy review committee also recommended the party take no stance on Issue 1 -- the Ohio Crime Victims Bill of Rights -- or Issue 2 -- the Ohio Drug Price Relief Act. The full committee accepted that recommendation with no discussion.

The Republican committee did officially endorse a pair of Ohio Supreme Court candidates: Judge Mary DeGenaro and Judge Craig Baldwin.

Judge DeGenaro, of the Seventh District Court of Appeals, and Judge Baldwin, of the Fifth District Court of Appeals, are running for seats occupied by age-limited Justices Terrence O'Donnell and Bill O'Neil.

In other business, the committee also appointed Katie DeLand to the 12<sup>th</sup> District seat formerly held by Becky Engel.

### **Portman, Brown Recommend Two Federal District Court Nominees**

The state's two U.S. senators on Friday announced recommendations to fill two seats on the federal bench - and one could mean a change in Gov. John Kasich's cabinet.

U.S. Sen. Rob Portman (R-Terrace Park) and U.S. Sen. Sherrod Brown (D-Cleveland) have recommended Bureau of Workers' Compensation Administrator/CEO Sarah Morrison to fill a seat on the U.S. District Court of the Southern District of Ohio soon to be vacated by retiring Judge Thomas Rose.

The lawmakers also forwarded to the White House a recommendation that Fourth District Court of Appeals Judge Matt McFarland fill the seat on the same court vacated by Judge Gregory Frost.

"I am honored to be considered for the position of federal district judge, and I sincerely appreciate the support of Senators Portman and Brown," Ms. Morrison said in a statement. "As the approval process moves forward, I remain committed to serving Ohio's employers and injured workers at the Bureau of Workers' Compensation."

Sen. Portman said Ms. Morrison "enjoys sweeping support for this seat because of her breadth of experience in the public and private sectors, including her time as CEO of Ohio's Bureau of Workers Compensation."

Ms. Morrison, who would serve from Columbus, has led the BWC since May 2016 after joining the bureau in November 2012. Prior to that, she was a partner at Taft Stettinius & Hollister, LLP in Columbus.

She has a law degree from Capital University.

Judge McFarland, who would serve from the court in Dayton, was elected to the state appellate court in 2004 and reelected in 2010 and 2016. Prior to that, he served as a magistrate in the Scioto County Common Pleas Court Probate/Juvenile Division. He also served as an assistant prosecutor in Scioto and Licking counties and as special counsel in the attorney general's office.

He also has a law degree from Capital University.

"It is truly an honor to continue to serve the citizens of Ohio and if nominated by the president and confirmed by the Senate, I will work tirelessly to make Ohio proud in the administration of justice," he said.

Sen. Portman said Judge McFarland has "been a dedicated public servant in the state court of appeals."

"His esteemed reputation is well deserved and I am confident he will continue to distinguished service on the bench," he said.

Sen. Brown said in both cases he was proud to join his colleague in a bipartisan process and thanked both Ms. Morrison and Judge McFarland for their willingness to serve.

Both were recommended to the senators by a bipartisan advisory committee.

The recommendations will be vetted by the White House and the U.S. Senate Judiciary Committee before being considered by the upper chamber.

### **Senate Weighs Healthy Ohio Proposal, Looks At Submission Options**

The Healthy Ohio Medicaid waiver proposal appears to be getting a new look by the Senate, but it's not clear if the chamber will vote to override Gov. John Kasich's veto or approach the effort another way.

The proposal, which was included in the previous budget and rejected by the federal Centers for Medicare and Medicaid Services, was included again in the current budget (HB 495) but vetoed by the governor.

The waiver has drawn questions as to whether it could gain federal approval due to the lack of flexibility the legislation would give the state in negotiating with federal regulators. Nevertheless, some officials say they are optimistic that the Trump administration would be more receptive to the plan than President Barack Obama's.

"I have had positive conversations with the administration in Washington about the Healthy Ohio waiver," Senate President Larry Obhof (R-Medina) said this week. "I look forward to additional conversations about that, whether the language that is currently pending in the override is exactly right or not, or if there's changes that we could make to that as separate legislation."

Sen. Obhof said the question of whether or not the Senate takes up the proposal would hinge on the continued debate over the Affordable Care Act at the federal level.

"I do anticipate that if the Medicaid expansion is here for the next few months, at some point we're going to re-evaluate the Healthy Ohio plan and whether to move ahead with the override or introduce additional legislation," he said.

The waiver request would allow the state to have certain Medicaid enrollees pay into modified health savings accounts, which would be used to cover co-pays. The state would also contribute to the accounts, with that money acting as a deductible. People who move off of Medicaid would then be able to use the money left over to cover insurance and other expenses.

Some, including members of a Senate committee that discussed waivers this week, have said the current proposal might be too detailed and prescriptive, and would not allow the state to negotiate changes with CMS to earn approval. (See Gongwer Ohio Report, September 26, 2017)

In his veto message, Gov. Kasich said the proposal has already been rejected by the federal government once.

"The Administration shares the goal of expanding Ohio's flexibility in managing our Medicaid programs, and is committed to working with the General Assembly to seek achievable solutions that would accomplish this goal," he wrote. "Requiring Medicaid to seek an identical waiver for the Healthy Ohio Program would be duplicative and an ill-advised use of Medicaid resources."

Rep. Jim Butler (R-Oakwood), one of the architects of the proposal, said the state is still able to negotiate changes with CMS despite how prescriptive it is in code.

"In terms of flexibility in negotiations, there is absolutely nothing in statute that would prohibit changes being made and then being ratified by the legislature," he said in an interview.

Rep. Butler said the Senate should follow the House's lead and vote to override the veto. He said the intent was never to have the administration go to the federal government and say "take it or leave it" with what was passed by the legislature. Any changes requested by CMS could then be approved by the General Assembly.

"Anything to the contrary, I think, is an excuse for not submitting a waiver that would have meaning for our health care system and truly control health care costs," he said.

### **Abortion Totals Continued To Decline In 2016, State Reports**

The number of abortions in Ohio continued its more than decade-long decline in 2016, falling to just above 20,000, according to figures released Friday.

The Department of Health reported a total of 20,672 abortions in the state in 2016, down about 1% from the prior year's total of 20,976.

Of those, 19,543 were obtained by Ohio residents. Since 2001, the annual decline has averaged about 900 per year, ODH said.

The abortion rate was 8.9 per 1,000 resident women ages 15-44, which was unchanged from 2015, the agency reported. There were 142 abortions by Ohio residents per 1,000 live births.

The number of abortions, which has been tracked since 1976, peaked at more than 45,000 in 1982.

Ohio Right to Life credited the decline to anti-abortion policies enacted at the state level.

"This report is further proof of how successful the pro-life movement has been in Ohio" Mike Gonidakis, the group's president, said in a statement. "This past year alone, we saw 304 lives saved from the pain and suffering of abortion. We continue to advance groundbreaking legislation to protect the unborn, and we thank Governor John Kasich and the Ohio General Assembly for their role in promoting a culture of life in Ohio. By enacting common sense and life-saving initiatives Ohio is protecting both mothers and their babies."

The group touted legislation it's currently pushing for in the General Assembly, including bills to ban abortions due to a Down syndrome diagnosis (HB 214, SB 164) and to ban "dismemberment" abortions (SB 145).

"The historic low of abortions reported today indicates that the culture of life we've strived for is becoming a reality," Mr. Gonidakis said. "That being said, Ohio Right to Life is whole-heartedly committed to fighting for the sanctity of human life, until the Abortion Report is unnecessary because there are no more abortions committed in Ohio."

NARAL Pro-Choice Ohio Deputy Director Jaime Miracle pointed to an increase in the number of non-surgical abortions, from 1,195 in 2015 to 3,818 in 2016. She said that showed the effects of a change by the U.S. Food and Drug Administration to allow for a one-pill dosage of a medication used in non-surgical abortions.

"The real story with this year's report is that Ohio women are accessing more affordable medication abortion at a rate closer to before Ohio law required physicians to use an outdated, less effective, more expensive protocol," she said in a statement. "When health care policy is shaped by science, not politics, women win. This report shows that the new FDA protocol allows women to access the health care they need and choose the abortion method that is best for them."

Ms. Miracle said Ohio's nine facilities were able to provide safe, legal and affordable abortions to more than 20,000 women in Ohio.

"Unfortunately, Governor John Kasich and his band of usual suspects have wasted the taxpayers' time and money in pushing illegal and immoral tactics designed to block access to abortion clinics," she said. "Since taking office, Governor Kasich has signed 18 restrictions limiting access to reproductive healthcare in Ohio. Everyone deserves access to safe, affordable reproductive health care, including abortion, in their communities and we will continue to fight to ensure this is the reality in Ohio."

## **Home Care Touted As Alzheimer's Dementia Option; Commerce Publicizes Medical Pot License Applicants**

People suffering from dementia can receive support in their homes, allowing them to stay out of nursing facilities and assisted living longer, the House Speaker's Task Force on Alzheimer's and Dementia was told this week.

Joe Russell, executive director of the Ohio Council for Home Care and Hospice, told the task force that providing care for people in their own homes and communities is a quality of life issue.

Family caregivers often face a stressful and constant task of looking after loved ones with Alzheimer's and dementia, he said. Providing scheduled respite services and other in-home services can ease the burden on family members without them having to turn to institutional facilities.

Mr. Russell said the Department of Aging has explored a shared living service under the PASSPORT Medicaid waiver, which would allow a live-in caregiver to provide support in the senior's home. He said his group supports the concept but was concerned about the proposed reimbursement rates.

He said the state could also look at programs to allow for 24-hour in-home care for people with limited family supports. That could include a waiver that allows for personal care, homemaking and companion services provided by a live-in provider supplemented by home care aides in shifts, and monitoring technology.

"In the long run, this system would most likely be less costly than institutional care as well as provide an environment that is familiar and stable for the individual to help them remain part of their community for as long as their health allows them to do so," he said in testimony. "This arrangement would allow the individual to maintain their daily routines that are vital to their quality of life and overall health, as well as make it easier for interaction with family and friends in their community."

The task force also heard from Susan Dickey, who works with the Greater Cincinnati Area Chapter of the Alzheimer's Association. She discussed practice recommendations as part of the association's Quality Care Campaign.

"In the long run, this system would most likely be less costly than institutional care as well as provide an environment that is familiar and stable for the individual to help them remain part of their community for as long as their health allows them to do so," she said in prepared testimony. "This arrangement would allow the individual to maintain their daily routines that are vital to their quality of life and overall health, as well as make it easier for interaction with family and friends in their community."

She said the recommendations could be used as a foundation for evaluating clinical outcomes for care in the state.

**Medical Marijuana Updates:** The Department of Commerce Friday released information from the applications for cultivator licenses. The business entity and contact information forms for the 185 applicants for those licenses are now available online.

The DOC anticipates awarding cultivator licenses in November.

Earlier this week, the DOC announced that two universities - Central State University and Hocking College - had applied for laboratory applications. The department said it would accept applications from private testing laboratories between Nov. 27 and Dec. 8.

### **Addiction Recovery Advocates Rally; State Awards Behavioral Health Grants...**

Advocates in the fight against addiction gathered at the Statehouse Friday in the annual Rally for Recovery, emphasizing the importance of family and community members in supporting people battling substance use disorder.

The event hosted by Ohio Citizen Advocates for Addiction Recovery featured advocacy groups and providers offering information about social supports for people with addiction. Those who received awards included Gov. John Kasich, who was recognized with the Recovery Ally Award for his work promoting policy to fight drug addiction and expanding Medicaid.

Tracy Plouck, director of the Department of Mental Health and Addiction Services, said the rally was a way to demonstrate the importance of supporting people battling substance abuse.

"This is an excellent opportunity to raise awareness about how many people around our state are actually living in recovery," she said in an interview. "They're in all neighborhoods, all communities, and recovery is possible. I think this is an opportunity to reduce stigma and show that it isn't just individuals who are living in recovery. It's families, it's neighbors, it's employers, everybody can come together and provide support."

Director Plouck said community supports are essential in helping people who start down the path to recovery stay there.

"Clinical services are increasingly available because of the Medicaid expansion and the changes that have occurred in the last few years, but the availability of different recovery supports is equally important, really," she said. "You can connect with sobriety, but you need supports in the community, you need to not feel isolated in order to sustain that recovery."

Speakers included Joe Smith, a father of three daughters who suffer from addiction, who said recovery takes more than one person.

"It takes the community to recover," he said. "Each one of us who recovers helps facilitate the recovery of others."

**Behavioral Health Grants:** ODMHAS announced \$6 million in grants this week for community mental health and addiction service providers. The funding was awarded on a first-come, first-served basis to certified providers who intended to initiate or expand workforce capacity through training, tuition reimbursement and loan repayment programs.

"Ohio, like the rest of the nation is experiencing challenges to recruit, retain and support, on a long term basis, our existing workforce in community behavioral health agencies," Director Plouck said in a statement. "These grants represent another step forward as we work collectively to build a highly-qualified workforce and significantly increase system capacity at a time when communities continue to face serious challenges with opioid addiction and mental illness."

The department sent award notices to 61 providers across the state, who were each eligible for one-time funding up to \$100,000.

**Pharmacy Grant:** The State Board of Pharmacy this week also announced it received a grant worth nearly \$400,000 from the U.S. Department of justice to fund a two-year pre-criminal intervention program to deal with prescription drug abuse.

The program will use data from the Ohio Automated Rx Reporting System to identify signs of prescription drug abuse and connect those people with drug treatment or other support services.

"The goal of the program is to prevent addicted individuals from entering the criminal justice system," Pharmacy Board Executive Director Steven Schierholt said. "By engaging early, we can direct individuals to treatment before they turn to illicit, and more potent, drugs such as heroin or fentanyl."

### **High Court Clarifies Record Sealing Law; Buckeye Institute Joins In Public Sector Union Case; Ohio Professor Nominated For Federal Judgeship...**

A trial court is under no obligation to wait until the statute of limitations expires to seal the records in a case dismissed without prejudice, the Ohio Supreme Court ruled.

The decision authored by Justice Terrence O'Donnell resolves a conflict between the Fifth District Court of Appeals and the Eighth District Court of Appeals.

"Had the legislature intended for the applicable statute of limitations in a case dismissed without prejudice to expire before a trial court can seal a record under R.C. 2953.52(B)(4), it could have used the language it did in R.C. 2953.52(B)(3) regarding applications to seal records of DNA specimens. But it did not do so," he wrote.

The conflict was certified after James Dye of Pickerington had five misdemeanor charges against him dismissed without prejudice in the Fairfield County Municipal Court. He unsuccessfully sought to have the dismissal sealed by the trial court, a decision that was upheld by the Fifth District Court of Appeals, the high court reported.

Mr. Dye argued that both courts erred in determining that he was not eligible to have the records sealed because the statute of limitations had not expired.

The state, like Mr. Dye, argued that the statute is unambiguous. However, it said the language clearly makes him ineligible to have his record sealed until the statute of limitations expires.

Justice O'Donnell was joined in his opinion by five of his fellow members of the court, while Chief Justice Maureen O'Connor concurred in judgement only.

**Union Case:** The Buckeye Institute has joined a legal battle that could have major implications for public sector unions.

The group filed an amicus brief in the case of *Janus v. AFSCME*, which is currently before the U.S. Supreme Court.

Mark Janus, a child support specialist in Illinois, argues that being forced to pay agencies fees after opting out of his collective bargaining unit is a violation of his First Amendment rights.

"We are pleased that the Supreme Court will take up this crucial case to protect the First Amendment rights of public employees," President and CEO Robert Alt said. "Forcing employees to pay for speech with which they disagree and forcing them to pay fees to a union in order to keep their jobs is unjust and unconstitutional. We are confident that Mr. Janus will prevail and that the court will rule in favor of the First Amendment rights of all public employees."

**Federal Judgeship:** President Donald Trump has nominated Ryan T. Holte to serve on the bench of the U.S. Court of Federal Claims.

Mr. Holte currently serves as an associate professor of law and the director of the Center for Intellectual Property Law and Technology at the University of Akron School of Law.

He serves as general counsel, partner, and co-inventor of an electrical engineering technology company. He also worked as a trial attorney at the Federal Trade Commission, practiced law as an associate at Jones Day and clerked for a judge on the Eleventh Circuit Court of Appeals.

**Federal Grant:** An eight-state collaborative formed to combat the opioid crisis will receive a \$1 million federal grant to aid in its efforts, the high court announced Friday.

The Regional Judicial Opioid Initiative - comprised of Ohio, Illinois, Indiana, Kentucky, Michigan, North Carolina, Tennessee and West Virginia - was awarded the grant by the U.S. Department of Justice's Bureau of Justice Assistance.

"Our regional effort serves as a bridge connecting key leaders and staff from law enforcement, to courts, to treatment providers, to children services and other aid organizations," Chief Justice O'Connor said. "This grant will go a long way toward helping close the information, enforcement, services and treatment gaps that have allowed this epidemic to fester and grow."

**Volunteers Honored:** Fourteen individuals who lead tours at the Thomas J. Moyer Ohio Judicial Center were honored for their service by all seven high court justices during a luncheon, according to the court.

"Your knowledge and enthusiasm are appreciated throughout the building by the staff and the justices," Chief Justice O'Connor said. "I want you to know that. Those of us who work here, and you by extension, as being a face with many of the students that come into this building, are extremely proud of the building and proud of what you do for us in showcasing the building and this institution."

**Judicial Candidates:** The Board of Professional Conduct announced its 2018 schedule of seminars for judicial candidates.

**Disciplinary Hearings:** The Board of Professional Conduct also announced disciplinary hearings scheduled for October.

### **Borges Issues Warning After OEC Ruling; Dems Pile On Over ECOT Overpayments; Renacci Cancels NFL Ad**

An Elections Commission ruling could drastically alter the landscape of elections in Ohio, a former chairman of the Ohio Republican Party said Friday.

Matt Borges, who is now working for the Yes on Issue 2 campaign, said the panel's Thursday decision to dismiss two complaints against the opponents of a November ballot measure could open the door for political campaigns to use LLCs as pass-through entities to avoid financial disclosures.

Dismissed were complaints that the opposition PAC, Ohioans Against Issue 2, intentionally hid the source of its fundraising and violated state campaign finance disclosure laws. (See Gongwer Ohio Report, September 28, 2017)

Both complaints filed by the Yes campaign centered on the idea that PhARMA, a trade association of the pharmaceutical industry, was used as a pass-through entity to conceal millions of dollars of contributions from the drug industry to the PAC.

"If they had to do some long-term damage to Ohio to get what they want, they had no problem with that," Mr. Borges said. "They have been trying to keep folks in the dark throughout this entire campaign."

But Dale Butland, a spokesman for the No campaign, said the letter of the law was followed.

"If Matt Borges and the Yes side believe that Ohio law should be changed, then they should go to the legislature and ask them to do that," he said.

Mr. Butland also said Mr. Borges complaint about the dismissal is emblematic of a campaign in a "death spiral."

"The reason that they are going to lose isn't because there hasn't been enough debates, it's not because our side is not following the law, it's because they have a lousy proposal that will do great damage to this state and its people," he said.

**ECOT Overpayments:** With the announcement Thursday that the Electronic Classroom of Tomorrow will be docked an additional \$19 million for overpayments, one gubernatorial candidate is calling for the school to be "expelled."

Betty Sutton called the school's proposed change in status to a dropout and recovery institution a "sham."

"A failing school shouldn't be allowed to teach at-risk kids just so it can continue to rip off taxpayers. When a school lies and cheats they should be expelled. It's plain and simple. If they can't do basic math, they should not pretend to teach Ohio's kids," the Democrat said.

"It is beyond ridiculous that a sham school that leads Ohio in dropouts would be designated a dropout recovery school. We need to make Ohio the opportunity state by providing a good education for our children and that starts with expelling ECOT."

A Department of Education audit found that ECOT last year over-reported the number of full-time students it enrolls by 18.5% (See Gongwer Ohio Report, September 28, 2017)

The online charter school has already been order to repay \$60 million from the 2015-16 school year.

**Renacci Ad:** Those watching the Cleveland Browns take on the Cincinnati Bengals this weekend will not be learning about U.S. Rep. Jim Renacci's gubernatorial campaign.

The Alliance Republican announced Friday that he has canceled a \$20,000 ad buy during the game in the wake of a growing number of NFL players using the National Anthem as a platform to protest what they believe is racial injustice.

"While the First Amendment clearly affords NFL players and officials the freedom to engage in this appalling behavior, having the right to do something does not mean it's the right thing to do. Throughout our nation's history, countless American men and women of all backgrounds and races have sacrificed deeply to protect and preserve the ideals that our nation and its flag stand for - and our National Anthem serves as a tribute to that sacrifice that we should honor, not disparage," he said.

"And while the right to speak and protest peacefully is a fundamental freedom that we as Americans enjoy, protesting the most sacred symbols of those freedoms is both sadly ironic and an inexcusable, offensive display of contempt for what our nation stands for."

**Harbaugh Endorsement:** Ken Harbaugh, who is seeking to oust U.S. Rep. Bob Gibbs (R-Lakeview), announced that the Communications Workers of America has endorsed his candidacy in the 7th Congressional District.

"I am honored to have this endorsement from CWA. Ohio workers are among the best in the world. We need to fight for fair trade agreements and give our hard-working men and women a level playing field on which to compete," the Democrat said. "Folks working full-time jobs can and should be able to support their families. CWA is fighting for these improvements and so am I."

Added CWA District 4 Vice President Linda Hinton: "Ken's education, military background, and the fact he has spent a life helping others, show the experience and character needed to make workers and working families a priority."

#### **Agency Briefs: Ohio Minimum Wage Rising In 2018; OPSEB; USDA; ODA**

Ohio's minimum wage will rise to \$8.30 per hour next year, up about 2% alongside the rate of inflation, the Department of Commerce announced Friday.

The \$8.30 wage applies to non-tipped employees at businesses with gross annual receipts of more than \$305,000 per year. For tipped employees, the new minimum wage will be \$4.15 per hour.

The current minimum wage is \$8.15 for non-tipped employees and \$4.08 for tipped employees.

For people who work at companies with gross receipts below \$305,000, and for 14- and 15-year-olds, the minimum wage will be the federal rate of \$7.25 per hour.

The state increase stems from an increase of 1.9% in the consumer price index.

**Public Utilities:** The Power Siting Board will hold a hearing Dec. 5 to allow the public to voice views about a proposal by Vinton Solar Energy LLC to build a solar-powered electric generation facility in Vinton county.

The hearing will take place at 6 p.m. that day at the Vinton County Community Building in McArthur.

The proposed facility would include arrays of solar panels with a combined generating capacity of up to 125 megawatts. It would be located on 1,950 acres of leased land in Elk Township, and the facility would be connected to the grid through American Electric Power's nearby Elk substation.

The adjudicatory hearing in the case will be at 10 a.m. Dec. 15 at the PUCO offices in Columbus.

**U.S. Department of Agriculture:** The department will award a \$22,910 solid waste management grant to Mahoning County, U.S. Rep. Tim Ryan (D-Niles) announced. The money will help fund the county's solid waste management district's rural recycling education and awareness program.

"I am pleased to announce this federal funding for Mahoning County," Rep. Ryan said in a statement.

"When it comes to preserving our environment for our kids, like many other issues, change starts at home. I am encouraged to see state and local governments like Mahoning County continuing to lead the charge on sustainability education. This funding will give rural Mahoning County an important boost, and represents a crucial federal investment. As long as I am in Congress, I will continue to fight to bring these important funds back to Northeast Ohio."

**Agriculture:** Gov. John Kasich on Friday signed an executive order creating an emergency rule on inflatable amusement ride safety inspections related to a change in the biennial budget bill.

The measure (HB 492) eliminated the statutory inspection fee for rides and granted authority to the Department of Agriculture director to develop rules for the fee structure.

The emergency rule announced in the EO will fill the gap until ODO develops the final rules for the inspections.

## **Governor's Appointments**

**State Dental Board:** Theodore T. Bauer, DDS of Columbus for a term beginning September 29, 2017, and ending April 6, 2021.

**Dentist Loan Repayment Advisory Board:** Jaime L. Darr, DDS of Massillon for a term beginning September 29, 2017, and ending January 28, 2019.

**Ohio Expositions Commission:** John R. Page of Lewis Center for a term beginning September 29, 2017, and ending December 1, 2020.

## **Gongwer Statehouse Job Market Updated**

Gongwer's Statehouse Job Market has been updated. The update is available on the Gongwer website.

Subscribers interested in posting job openings on Gongwer's employment board can send job descriptions and other information to [gongwer@gongwer-oh.com](mailto:gongwer@gongwer-oh.com).

## **Attorney General's Opinion**

No. 2017-032. Requested by Williams County Prosecuting Attorney Katherine J. Zartman. **SYLLABUS:**

A person may not serve simultaneously as prosecuting attorney of Williams County and member of a joint-county board of alcohol, drug addiction, and mental health services of a joint-county alcohol, drug addiction, and mental health service district of which Williams County is a part.

## **Supplemental Agency Calendar**

### **Monday, October 2**

Banking Commission, 77 South High Street, Room East B on the 31st floor, Columbus, 10 a.m.  
**Tuesday, October 3**

BRAC & Military Affairs Task Force, Rickenbacker Air Guard Base, 7370 Minuteman Way, Columbus, 1 p.m.

### **Wednesday, October 4**

Board of Building Appeals, Ohio Department of Transportation, District Three Office, Conference Room, 906 Clark Avenue, Ashland, 8:30 a.m.

Real Estate Commission, 77 South High Street, 22nd Floor, Columbus, 9 a.m.

### **Thursday, October 5**

Power Siting Board, 180 E. Broad St., Room 11B, Columbus, 3:30 p.m.

### **Friday, October 6**

Board of Building Standards, 6606 Tussing Road, Training Room 1, Reynoldsburg, 10 a.m.

## **Supplemental Event Planner**

### **Tuesday, October 3**

Ohio Domestic Violence Network to recognize National Domestic Violence Awareness Month, Museum Gallery, Statehouse, Columbus, 9:30 a.m.

**17 S. High St., Suite 630**

**Columbus Ohio 43215**

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## **Daily Activity Planner for Saturday, September 30- Monday, October 2**

### **Legislative Committees**

**Thursday, October 12**

**Joint Committee on Agency Rule Review (Committee Record) (Chr. Duffey, M., 644-6030), Rm. 121, 1:30 p.m.**

### **Agency Calendar**

**Monday, October 2**

**Banking Commission, 77 South High Street, Room East B on the 31st floor, Columbus, 10 a.m.**

**Speaker's Task Force on Heroin, Opioids, Prevention, Education, and Safety, MetroHealth, Scott Auditorium, Cleveland, 1:30 p.m.**

### **Event Planner**

**Sunday, October 1**

**Ohio Legislative Black Caucus 50th Anniversary events, Canton, (5:15-6:15pm: Welcome Reception & Hall of Fame Tours; 6:15pm-8:15: Program & Dinner; 8:20pm-10:00pm: Live Music with the Four Keeps; 10:00pm: After Party Reception at the M-Bar)**

**Sen. Bob Peterson (R-Sabina) fall fest fundraiser, Peterson Farm, 5564 Grassy Branch Rd., Sabina, 4 p.m., (\$25 per Person or \$50 per Family to Peterson for Good Government)**

**Monday, October 2**

**Ohio Legislative Black Caucus 50th Anniversary events, Canton, (10:30am: Golf Outing Start (registration begins at 8:30am); 1:00pm: First Ladies Library Tour (registration begins at 12:00pm); 2:00pm: President McKinley Museum Tour (registration begins at 12:00pm); 3:00pm-4:00pm: OLBC Cookout/Reception at the National Historic Clearview Golf Course)**

**Lobbyist and Employer Activity & Expenditure Reports for the May-August 2017 reporting period are due**

**OHROC Chairman's Cup golf outing fundraiser, Virtues Golf Club, 1 Long Drive, Nashport, 9 a.m., (9:00am Registration; 10:00am Shotgun Start. Event Host: \$5,000; Event Sponsor: \$2,500; Tee Sponsor: \$1,250; Foursome: \$1,000; Individual Golfer: \$250; Reception Only: \$100 to OHROC)**

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## Legislative Committee Schedules beginning 10/2/2017

### Monday, October 2

Joint Committee on Agency Rule Review (Committee Record) (Chr. Duffey, M., 644-6030), Rm. 121, 1:30 p.m.

### Tuesday, October 3

Senate Insurance & Financial Institutions (Committee Record) (Chr. Hottinger, J., 466-5838), Finance Hearing Rm., 9:30 a.m.

- Confirmation hearing on governor's appointment of William Sanderson, Ohio Housing Finance Agency

HB 52 DEED SOLICITATION (Rezabek, J.) To regulate the solicitation of certain deeds. (2nd Hearing-Proponent)

SB 120 DEBT ADJUSTING (Eklund, J.) Regarding debt adjusting (3rd Hearing-Opponent & interested party)

SB 121 MAMMOGRAM COVERAGE (Eklund, J.) To include tomosynthesis as part of required screening mammography benefits under health insurance policies. (2nd Hearing-Proponent)

SB 169 TRAVEL INSURANCE (Wilson, S.) To oversee the sale of travel insurance. (2nd Hearing-Proponent)

HB 199 MORTGAGE LENDING (Blessing, L.) To create the Ohio Residential Mortgage Lending Act for the purpose of regulating all non-depository lending secured by residential real estate and to limit the application of the current Mortgage Loan Law to unsecured loans and loans secured by other than residential real estate. (2nd Hearing-Proponent)

Senate Judiciary (Committee Record) (Chr. Bacon, K., 466-8064), North Hearing Rm., 10:15 a.m.

SB 195 DOGS LAW (Beagle, B.) To revise provisions of the Dogs Law governing nuisance, dangerous, and vicious dogs, to revise enforcement of that Law, and to establish a notification process regarding complaints of certain violations of that Law. (1st Hearing-Sponsor)

SB 196 BULLYING (Williams, S.) To create the offense of aggravated bullying, a third-degree misdemeanor. (1st Hearing-Sponsor)

SB 130 FRANKLIN COUNTY COURT (Tavares, C.) To add two judges to the Domestic Relations Division of the Franklin County Court of Common Pleas to be elected in 2018. (1st Hearing-Sponsor)

SB 150 DOMESTIC VIOLENCE (Brown, E.) To prohibit a person convicted of domestic violence or assault of a family member, or a person subject to certain protection orders, from having a firearm; to establish a procedure for surrendering all firearms in the person's possession; and to name the act the "Domestic Violence Survivors Protection Act." (1st Hearing-Sponsor)